

The House accordingly, at 11:14 a.m., adjourned until 11:30 a.m. today.

SEVENTY-SECOND DAY—TUESDAY, MAY 11, 1971

The House met at 11:30 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Davis, H.	Jones, G.	Price
Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rosson
Allen, Joe	Doyle	Kilpatrick	Salem
Allen, John	Dramberger	Kubiak	Salter
Allred	Earthman	Lemmon	Sanchez
Angly	Farenthold	Lewis	Santiesteban
Atwell	Finck	Ligarde	Schulle
Atwood	Finnell	Lombardino	Semos
Baker	Finney	Longoria	Shannon
Bass, B.	Floyd	Lovell	Sherman
Bass, T.	Foreman	McAlister	Short
Beckham	Gammage	McKissack	Silber
Bigham	Garcia	Mengden	Simmons
Blanton	Golman	Moncrief	Slack
Blythe	Grant	Moore, A.	Slider
Bowers	Graves	Moore, G.	Smith
Boyle	Hale	Moore, T.	Solomon
Braecklein	Hanna, Joe	Moreno	Spurlock
Burgess	Harding	Murray	Stewart
Bynum	Harris	Nabers	Stroud
Caldwell	Hawkins	Nelms	Swanson
Calhoun	Hawn	Neugent, D.	Tarbox
Carrillo	Haynes	Newton	Traeger
Cates	Head	Nichols	Truan
Cavness	Heatly	Niland	Tupper
Christian	Hendricks	Nugent, J.	Uher
Clark	Hilliard	Ogg	Vale
Clayton	Holmes, T.	Orr	Von Dohlen
Coats	Holmes, Z.	Parker, C.	Ward
Cobb	Howard	Parker, W.	Wayne
Cole	Hubenak	Patterson	Wieting
Craddick	Hull	Pickens	Williams
Cruz	Johnson	Poerner	Williamson
Daniel	Jones, D.	Poff	Wolff
Davis, D.	Jones, E.	Presnal	Wyatt

Absent-Excused

Braun	Ingram	Lee	Rodriguez
Hannah, John	Kost		

A quorum of the House was announced present.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for today on account of important business:

Mr. Lee on motion of Mr. Tom Bass.

Mr. John Hannah on motion of Mr. Bill Bass.

Mr. Kost, temporarily for today, on motion of Mr. Simmons.

Mr. Rodriguez, temporarily for today, on motion of Mr. Harris.

The following Members were granted leaves of absence for today on account of illness:

Mr. Ingram on motion of Mr. Solomon.

Mr. Braun on motion of Mr. Nichols.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills and resolutions:

SB 67, Eliminating notary requirement on reports for Highway Department employment physical examinations.

SB 136, Allowing more flexibility by political subdivisions in administering Texas County and District Retirement System.

SB 244, Relating to occupation taxes applicable to stores and mercantile establishments.

SB 316, Enabling persons with operators license to transport household or office equipment in a rented truck for a certain time.

SB 518, Requiring the surviving governmental unit after merger to assume the pension liabilities of the absorbed governmental unit.

SB 527, Providing extension of repayment period on student loans and promulgation of rules necessary for participation in federal student loan programs.

SB 679, Providing for the issuance of permits for the capture of alligators and marine mammals for display in public or commercial aquariums.

SB 729, Relating to salaries of the commissioners of Jefferson County Drainage District No. 7.

SB 757, Providing for regulation of use of the term "Texas Agricultural Product."

SB 938, Exempting certain construction projects of the Texas Agriculture Department from Building Commission action.

SJR 7, Providing a certain exemption of the value of residence homesteads of all persons sixty-five years of age or older from ad valorem taxes under certain conditions.

SCR 15, Granting permission for private schools to become members of the University Interscholastic League.

SCR 92, Requesting the return of HB 889.

SCR 93, Requesting the return of HB 976.

CONSIDERATION OF BILLS ON THE LOCAL AND
CONSENT CALENDAR

Mr. Doran moved to suspend all necessary rules in order to take up and consider at this time, on third reading and final passage, the bills on the Local and Consent Calendar which were considered on the previous Legislative Day.

The motion prevailed without objection.

HB 1053 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1053, Relating to the salaries of certain county and district officials in certain counties.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 1053 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1268 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1268, Providing that in all counties of 750,000 to 1,000,000 population the Board of Hospital Managers for the county hospital district shall supervise and be responsible for all purchases and expenditures, etc.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 1268 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1607 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1607, Relating to the salaries of the assistants to the county school superintendent in certain counties.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 1607 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 52 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 52, Increasing the penalty for dumping, depositing, or leaving refuse; etc., on or near a public highway.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 52 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Nabers requested to be recorded as voting Nay on the final passage of HB 52.

HB 1016 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1016, Relating to the state mental hospital to which defendants shall be committed; relating to the reimbursement of said hospital.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 1016 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 50 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 50, Providing for the issuance of capias for arrest of a defendant following forfeiture of bail.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 50 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 862 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 862, Relating to creditable service under the Employees Retirement System in certain circumstances.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 862 was passed and to table the motion to reconsider.

The motion to table prevailed.

Representative Rodriguez entered the House and was announced present.

HB 534 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 534, Relating to the corruption of witnesses or prospective witnesses in official proceedings.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 534 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 591 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 591, Relating to hours and conditions of employment of females.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 591 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Patterson and Pickens requested to be recorded as voting Nay on passage of HB 591.

HB 843 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 843, Relating to runoff elections for trustee of an independent school district.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 843 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1618 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1618, Relating to the salary of the official shorthand reporter for the 142nd Judicial District.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which HB 1618 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 730 ON THIRD READING
(Mr. Carl Parker—House Sponsor)

The Speaker laid before the House on its third reading and final passage,

SB 730, Making Texas Workmen's Compensation Assigned Risk Pool responsible for all policies and claims in existence for any insurance company which has been declared insolvent.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which SB 730 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 255 ON THIRD READING
(Mr. Ogg—House Sponsor)

The Speaker laid before the House on its third reading and final passage,

SB 255, Relating to the powers, etc., of the Commission on Fire Protection Personnel Standards and Education.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which SB 255 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 412 ON THIRD READING
(Mr. Foreman—House Sponsor)

The Speaker laid before the House on its third reading and final passage,

SB 412, Authorizing the transfer of the land of the Confederate Woman's Home from the Texas Department of Mental Health and Mental Retardation to the State Building Commission.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which SB 412 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on final passage of SB 412.

Representative Rodriguez entered the House and was announced present.

HB 827 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 827, Creating Beltway Municipal Utility District in Harris County.

The bill was read third time.

(Mr. Doran in the Chair)

The bill was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 827 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1153 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1153, Creating Montgomery County Utility District No. 4.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1153 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1149 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1149, Creating Hannah Nash Public Utility District in Harris County.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun
Hannah, John

Ingram

Kost

Lee

Mr. Jim Nugent moved to reconsider the vote by which HB 1149 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 839 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 839, Creating the Red River County Hospital District.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun
Hannah, John

Ingram

Kost

Lee

Mr. Jim Nugent moved to reconsider the vote by which HB 839 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1117 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1117, Providing for the appointment of an official shorthand reporter by the District Judge of the 64th Judicial District.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, D.	Presnal	Wolff
Davis, H.	Jones, E.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1117 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1724 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1724, Creating Thunderbird Utility District.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Tracger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1724 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1596 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1596, Adding to the jurisdiction of the County Court at Law of Orange County.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lea
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1596 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 929 ON THIRD READING
(Mr. Beckham—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 929, Relating to the creation of the Grayson County Airport Authority.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 929 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 413 ON THIRD READING
(Mr. Jim Nugent—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 413, Creating Long Island Utility District.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 413 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 424 ON THIRD READING
(Mr. Uher—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 424, Prescribing compensation for county officials in certain counties.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 424 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 466 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 466, Relating to the establishment of the Texas Commission on Services to Children and Youth.

The bill was read third time and was passed by the following vote:

Yeas—143

Adams	Denton	Jungmichel	Rodriguez
Agnich	Doran	Kaster	Rosson
Allen, Joe	Doyle	Kilpatrick	Salem
Allen, John	Dramberger	Kubiak	Salter
Allred	Earthman	Lemmon	Sanchez
Angly	Farenthold	Lewis	Santiesteban
Atwell	Finck	Ligarde	Schulle
Atwood	Finnell	Lombardino	Semos
Baker	Finney	Longoria	Shannon
Bass, B.	Floyd	Lovell	Sherman
Bass, T.	Foreman	McAlister	Short
Beckham	Gammage	McKissack	Silber
Bigham	Garcia	Mengden	Simmons
Blanton	Golman	Moncrief	Slack
Blythe	Grant	Moore, A.	Slider
Bowers	Graves	Moore, G.	Smith
Boyle	Hale	Moore, T.	Solomon
Braecklein	Hanna, Joe	Moreno	Spurlock
Burgess	Harding	Murray	Stewart
Bynum	Harris	Nelms	Stroud
Caldwell	Hawkins	Neugent, D.	Swanson
Calhoun	Hawn	Newton	Tarbox
Carrillo	Haynes	Nichols	Traeger
Cates	Head	Niland	Truan
Cavness	Heatly	Nugent, J.	Tupper
Christian	Hendricks	Ogg	Uher
Clark	Hilliard	Orr	Vale
Clayton	Holmes, T.	Parker, C.	Von Dohlen
Coats	Holmes, Z.	Parker, W.	Ward
Cobb	Howard	Patterson	Wayne
Cole	Hubenak	Pickens	Wieting
Craddick	Hull	Poerner	Williams
Cruz	Johnson	Poff	Williamson
Daniel	Jones, D.	Presnal	Wolff
Davis, D.	Jones, E.	Price	Wyatt
Davis, H.	Jones, G.	Reed	

Nays—1

Nabers

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 466 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1492 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1492, Removing the Thirty Million Dollar limitation on the purchase by the Texas Water Development Board of bonds or other securities of a political subdivision.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Craddick	Hilliard	Neugent, D.
Agnich	Cruz	Holmes, T.	Newton
Allen, Joe	Daniel	Holmes, Z.	Nichols
Allen, John	Davis, D.	Howard	Niland
Allred	Davis, H.	Hubenak	Nugent, J.
Angly	Denton	Hull	Ogg
Atwell	Doran	Johnson	Orr
Atwood	Doyle	Jones, D.	Parker, C.
Baker	Dramberger	Jones, E.	Parker, W.
Bass, B.	Earthman	Jones, G.	Patterson
Bass, T.	Farenthold	Jungmichel	Pickens
Beckham	Finck	Kaster	Poerner
Bigham	Finnell	Kilpatrick	Poff
Blanton	Finney	Kubiak	Presnal
Blythe	Floyd	Lemmon	Price
Bowers	Foreman	Lewis	Reed
Boyle	Gammage	Ligarde	Rodriguez
Braecklein	Garcia	Lombardino	Rosson
Burgess	Golman	Longoria	Salem
Bynum	Grant	Lovell	Salter
Caldwell	Graves	McAlister	Sanchez
Calhoun	Hale	McKissack	Santiesteban
Carrillo	Hanna, Joe	Mengden	Schulle
Cates	Harding	Moncrief	Semos
Cavness	Harris	Moore, A.	Shannon
Christian	Hawkins	Moore, G.	Sherman
Clark	Hawn	Moore, T.	Short
Clayton	Haynes	Moreno	Silber
Coats	Head	Murray	Simmons
Cobb	Heatly	Nabers	Slack
Cole	Hendricks	Nelms	Slider

Smith	Swanson	Uher	Wieting
Solomon	Tarbox	Vale	Williams
Spurlock	Traeger	Von Dohlen	Williamson
Stewart	Truan	Ward	Wolff
Stroud	Tupper	Wayne	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1492 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 502 ON THIRD READING
(Mr. Golman—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 502, Relating to the supervision fees and examination fees of credit unions.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Cole	Heatly	Murray
Agnich	Craddick	Hendricks	Nabers
Allen, Joe	Cruz	Hilliard	Nelms
Allen, John	Daniel	Holmes, T.	Neugent, D.
Allred	Davis, D.	Holmes, Z.	Newton
Angly	Davis, H.	Howard	Nichols
Atwell	Denton	Hubenak	Niland
Atwood	Doran	Hull	Nugent, J.
Baker	Doyle	Johnson	Ogg
Bass, B.	Dramberger	Jones, D.	Orr
Bass, T.	Earthman	Jones, E.	Parker, C.
Beckham	Farenthold	Jones, G.	Parker, W.
Bigham	Finck	Jungmichel	Patterson
Blanton	Finnell	Kaster	Pickens
Blythe	Finney	Kilpatrick	Poerner
Bowers	Floyd	Kubiak	Poff
Boyle	Foreman	Lemmon	Presnal
Braecklein	Gammage	Lewis	Price
Burgess	Garcia	Ligarde	Reed
Bynum	Golman	Lombardino	Rodriguez
Caldwell	Grant	Longoria	Rosson
Calhoun	Graves	Lovell	Salem
Carrillo	Hale	McAlister	Salter
Cates	Hanna, Joe	McKissack	Sanchez
Cavness	Harding	Mengden	Santiesteban
Christian	Harris	Moncrief	Schulle
Clark	Hawkins	Moore, A.	Semos
Clayton	Hawn	Moore, G.	Shannon
Coats	Haynes	Moore, T.	Sherman
Cobb	Head	Moreno	Short

Silber	Spurlock	Truan	Wayne
Simmons	Stewart	Tupper	Wieting
Slack	Stroud	Uher	Williams
Slider	Swanson	Vale	Williamson
Smith	Tarbox	Von Dohlen	Wolff
Solomon	Traeger	Ward	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 502 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1662 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1662, Requiring the Texas School for the Deaf to remain open and hold classes for 12 months of the year.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Cobb	Haynes	Moore, G.
Agnich	Cole	Head	Moore, T.
Allen, Joe	Craddick	Heatly	Moreno
Allen, John	Cruz	Hendricks	Murray
Alfred	Daniel	Hilliard	Nabers
Angly	Davis, D.	Holmes, T.	Nelms
Atwell	Davis, H.	Holmes, Z.	Neugent, D.
Atwood	Denton	Howard	Newton
Baker	Doran	Hubenak	Nichols
Bass, B.	Doyle	Hull	Niland
Bass, T.	Dramberger	Johnson	Nugent, J.
Beckham	Earthman	Jones, D.	Ogg
Bigham	Farenthold	Jones, E.	Orr
Blanton	Finck	Jones, G.	Parker, C.
Blythe	Finnell	Jungmichel	Parker, W.
Bowers	Finney	Kaster	Patterson
Boyle	Floyd	Kilpatrick	Pickens
Braecklein	Foreman	Kubiak	Poerner
Burgess	Gammage	Lemmon	Poff
Bynum	Garcia	Lewis	Presnal
Caldwell	Golman	Ligarde	Price
Calhoun	Grant	Lombardino	Reed
Carrillo	Graves	Longoria	Rodriguez
Cates	Hale	Lovell	Rosson
Cavness	Hanna, Joe	McAlister	Salem
Christian	Harding	McKissack	Salter
Clark	Harris	Mengden	Sanchez
Clayton	Hawkins	Moncrief	Santiesteban
Coats	Hawn	Moore, A.	Schulle

Semos	Slider	Tarbox	Ward
Shannon	Smith	Traeger	Wayne
Sherman	Solomon	Truan	Wieting
Short	Spurlock	Tupper	Williams
Silber	Stewart	Uher	Williamson
Simmons	Stroud	Vale	Wolff
Slack	Swanson	Von Dohlen	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1662 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1216 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1216, Relating to the abolition of the offices of elective county superintendent and county board of school trustees by certain means.

The bill was read third time and was passed by the following vote:

Yeas—142

Agnich	Coats	Harris	McAlister
Allen, Joe	Cobb	Hawkins	McKissack
Allen, John	Cole	Hawn	Mengden
Allred	Craddick	Haynes	Moncrief
Angly	Cruz	Head	Moore, A.
Atwell	Daniel	Heatly	Moore, G.
Atwood	Davis, D.	Hendricks	Moore, T.
Baker	Davis, H.	Hilliard	Moreno
Bass, B.	Denton	Holmes, T.	Murray
Bass, T.	Doran	Holmes, Z.	Nelms
Beckham	Doyle	Howard	Neugent, D.
Bigham	Dramberger	Hubenak	Newton
Blanton	Earthman	Hull	Nichols
Blythe	Farenthold	Johnson	Niland
Bowers	Finck	Jones, D.	Nugent, J.
Boyle	Finnell	Jones, E.	Ogg
Braecklein	Finney	Jones, G.	Orr
Burgess	Floyd	Jungmichel	Parker, C.
Bynum	Foreman	Kaster	Parker, W.
Caldwell	Gammage	Kilpatrick	Patterson
Calhoun	Garcia	Kubiak	Pickens
Carrillo	Golman	Lemmon	Poerner
Cates	Grant	Lewis	Poff
Cavness	Graves	Ligarde	Presnal
Christian	Hale	Lombardino	Price
Clark	Hanna, Joe	Longoria	Reed
Clayton	Harding	Lovell	Rodriguez

Rosson	Short	Stroud	Ward
Salem	Silber	Swanson	Wayne
Salter	Simmons	Tarbox	Wieting
Sanchez	Slack	Traeger	Williams
Santiesteban	Slider	Truan	Williamson
Schulle	Smith	Tupper	Wolff
Semos	Solomon	Uher	Wyatt
Shannon	Spurlock	Vale	
Sherman	Stewart	Von Dohlen	

Nays—2

Adams	Nabers
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Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1216 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 629 ON THIRD READING
(Mr. Cavness—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 629, Permitting extensions of the term of oil and gas leases issued by the Commissioner of the General Land Office for a certain time.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Carrillo	Finney	Hubenak
Agnich	Cates	Floyd	Hull
Allen, Joe	Cavness	Foreman	Johnson
Allen, John	Christian	Gammage	Jones, D.
Allred	Clark	Garcia	Jones, E.
Angly	Clayton	Golman	Jones, G.
Atwell	Coats	Grant	Jungmichel
Atwood	Cobb	Graves	Kaster
Baker	Cole	Hale	Kilpatrick
Bass, B.	Craddick	Hanna, Joe	Kubiak
Bass, T.	Cruz	Harding	Lemmon
Beckham	Daniel	Harris	Lewis
Bigham	Davis, D.	Hawkins	Ligarde
Blanton	Davis, H.	Hawn	Lombardino
Blythe	Denton	Haynes	Longoria
Bowers	Doran	Head	Lovell
Boyle	Doyle	Heatly	McAlister
Braecklein	Dramberger	Hendricks	McKissack
Burgess	Earthman	Hilliard	Mengden
Bynum	Farenthold	Holmes, T.	Moncrief
Caldwell	Finck	Holmes, Z.	Moore, A.
Calhoun	Finnell	Howard	Moore, G.

Moore, T.	Patterson	Semos	Tarbox
Moreno	Pickens	Shannon	Traeger
Murray	Poerner	Sherman	Truan
Nabers	Poff	Short	Tupper
Nelms	Presnal	Silber	Uher
Neugent, D.	Price	Simmons	Vale
Newton	Reed	Slack	Von Dohlen
Nichols	Rodriguez	Slider	Ward
Niland	Rosson	Smith	Wayne
Nugent, J.	Salem	Solomon	Wieting
Ogg	Salter	Spurlock	Williams
Orr	Sanchez	Stewart	Williamson
Parker, C.	Santiesteban	Stroud	Wolff
Parker, W.	Schulle	Swanson	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 629 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1353 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1353, Relating to salaries of deputy sheriffs in certain counties.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Carrillo	Finney	Hubenak
Agnich	Cates	Floyd	Hull
Allen, Joe	Cavness	Foreman	Johnson
Allen, John	Christian	Gammage	Jones, D.
Allred	Clark	Garcia	Jones, E.
Angly	Clayton	Golman	Jones, G.
Atwell	Coats	Grant	Jungmichel
Atwood	Cobb	Graves	Kaster
Baker	Cole	Hale	Kilpatrick
Bass, B.	Craddick	Hanna, Joe	Kubiak
Bass, T.	Cruz	Harding	Lemmon
Beckham	Daniel	Harris	Lewis
Bigham	Davis, D.	Hawkins	Ligarde
Blanton	Davis, H.	Hawn	Lombardino
Blythe	Denton	Haynes	Longoria
Bowers	Doran	Head	Lovell
Boyle	Doyle	Heatly	McAlister
Braecklein	Dramberger	Hendricks	McKissack
Burgess	Earthman	Hilliard	Mengden
Bynum	Farenthold	Holmes, T.	Moncrief
Caldwell	Finck	Holmes, Z.	Moore, A.
Calhoun	Finnell	Howard	Moore, G.

Moore, T.	Patterson	Semos	Tarbox
Moreno	Pickens	Shannon	Traeger
Murray	Poerner	Sherman	Truan
Nabers	Poff	Short	Tupper
Nelms	Presnal	Silber	Uher
Neugent, D.	Price	Simmons	Vale
Newton	Reed	Slack	Von Dohlen
Nichols	Rodriguez	Slider	Ward
Niland	Rosson	Smith	Wayne
Nugent, J.	Salem	Solomon	Wieting
Ogg	Salter	Spurlock	Williams
Orr	Sanchez	Stewart	Williamson
Parker, C.	Santiesteban	Stroud	Wolff
Parker, W.	Schulle	Swanson	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1353 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1632 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1632, Relating to the compensation of certain substation deputy tax collectors.

The bill was read third time and was passed by the following vote:

Yeas—143

Adams	Calhoun	Finck	Holmes, T.
Agnich	Carrillo	Finnell	Holmes, Z.
Allen, Joe	Cates	Finney	Howard
Allen, John	Cavness	Floyd	Hubenak
Allred	Christian	Foreman	Hull
Angly	Clark	Gammage	Johnson
Atwell	Clayton	Garcia	Jones, D.
Atwood	Coats	Golman	Jones, E.
Baker	Cobb	Grant	Jones, G.
Bass, B.	Cole	Graves	Jungmichel
Bass, T.	Craddick	Hale	Kaster
Beckham	Cruz	Hanna, Joe	Kilpatrick
Bigham	Daniel	Harding	Lemmon
Blanton	Davis, D.	Harris	Lewis
Blythe	Davis, H.	Hawkins	Ligarde
Bowers	Denton	Hawn	Lombardino
Boyle	Doran	Haynes	Longoria
Braecklein	Doyle	Head	Lovell
Burgess	Dramberger	Heatly	McAlister
Bynum	Earthman	Hendricks	McKissack
Caldwell	Farenthold	Hilliard	Mengden

Moncrief	Parker, C.	Schulle	Tarbox
Moore, A.	Parker, W.	Semos	Traeger
Moore, G.	Patterson	Shannon	Truan
Moore, T.	Pickens	Sherman	Tupper
Moreno	Poerner	Short	Uher
Murray	Poff	Silber	Vale
Nabers	Presnal	Simmons	Von Dohlen
Nelms	Price	Slack	Ward
Neugent, D.	Reed	Slider	Wayne
Newton	Rodriguez	Smith	Wieting
Nichols	Rosson	Solomon	Williams
Niland	Salem	Spurlock	Williamson
Nugent, J.	Salter	Stewart	Wolff
Ogg	Sanchez	Stroud	Wyatt
Orr	Santiesteban	Swanson	

Nays—1

Kubiak

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1632 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1414 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1414, Authorizing the Texas Water Rights Commission to require recreational purposes as an authorized use of public water impounded and appropriated under permits from the Commission.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Bowers	Cole	Floyd
Agnich	Boyle	Craddick	Foreman
Allen, Joe	Braecklein	Cruz	Gammage
Allen, John	Burgess	Daniel	Garcia
Allred	Bynum	Davis, D.	Golman
Angly	Caldwell	Davis, H.	Grant
Atwell	Calhoun	Denton	Graves
Atwood	Carrillo	Doran	Hale
Baker	Cates	Doyle	Hanna, Joe
Bass, B.	Cavness	Dramberger	Harding
Bass, T.	Christian	Earthman	Harris
Beckham	Clark	Farenthold	Hawkins
Bigham	Clayton	Finck	Hawn
Blanton	Coats	Finnell	Haynes
Blythe	Cobb	Finney	Head

Heatly	Lovell	Patterson	Slider
Hendricks	McAlister	Pickens	Smith
Hilliard	McKissack	Poerner	Solomon
Holmes, T.	Mengden	Poff	Spurlock
Holmes, Z.	Moncrief	Presnal	Stewart
Howard	Moore, A.	Price	Stroud
Hubenak	Moore, G.	Reed	Swanson
Hull	Moore, T.	Rodriguez	Tarbox
Johnson	Moreno	Rosson	Traeger
Jones, D.	Murray	Salem	Truan
Jones, E.	Nabers	Salter	Tupper
Jones, G.	Nelms	Sanchez	Uher
Jungmichel	Neugent, D.	Santiesteban	Vale
Kaster	Newton	Schulle	Von Dohlen
Kilpatrick	Nichols	Semos	Ward
Kubiak	Niland	Shannon	Wayne
Lemmon	Nugent, J.	Sherman	Wieting
Lewis	Ogg	Short	Williams
Ligarde	Orr	Silber	Williamson
Lombardino	Parker, C.	Simmons	Wolff
Longoria	Parker, W.	Slack	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1414 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1683 ON THIRD READING

The Chair^d laid before the House on its third reading and final passage,

HB 1683, Authorizing cities, towns, and villages to contract with civic center authorities.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Blythe	Coats	Finck
Agnich	Bowers	Cobb	Finnell
Allen, Joe	Boyle	Cole	Finney
Allen, John	Braecklein	Craddick	Floyd
Allred	Burgess	Cruz	Foreman
Angly	Bynum	Daniel	Gammage
Atwell	Caldwell	Davis, D.	Garcia
Atwood	Calhoun	Davis, H.	Golman
Baker	Carrillo	Denton	Grant
Bass, B.	Cates	Doran	Graves
Bass, T.	Cavness	Doyle	Hale
Beckham	Christian	Dramberger	Hanna, Joe
Bigham	Clark	Earthman	Harding
Blanton	Clayton	Farenthold	Harris

Hawkins	Ligarde	Parker, C.	Slack
Hawn	Lombardino	Parker, W.	Slider
Haynes	Longoria	Patterson	Smith
Head	Lovell	Pickens	Solomon
Heatly	McAlister	Poerner	Spurlock
Hendricks	McKissack	Poff	Stewart
Hilliard	Mengden	Presnal	Stroud
Holmes, T.	Moncrief	Price	Swanson
Holmes, Z.	Moore, A.	Reed	Tarbox
Howard	Moore, G.	Rodriguez	Traeger
Hubenak	Moore, T.	Rosson	Truan
Hull	Moreno	Salem	Tupper
Johnson	Murray	Salter	Uher
Jones, D.	Nabers	Sanchez	Vale
Jones, E.	Nelms	Santiesteban	Von Dohlen
Jones, G.	Neugent, D.	Schulle	Ward
Jungmichel	Newton	Semos	Wayne
Kaster	Nichols	Shannon	Wieting
Kilpatrick	Niland	Sherman	Williams
Kubiak	Nugent, J.	Short	Williamson
Lemmon	Ogg	Silber	Wolff
Lewis	Orr	Simmons	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1683 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1627 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1627, Relating to incorporated cities with a population of not less than 7,800 nor more than 8,000 validating certain unenforceable tax levies, etc.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Blanton	Clark	Dramberger
Agnich	Blythe	Clayton	Earthman
Allen, Joe	Bowers	Coats	Farenthold
Allen, John	Boyle	Cobb	Finck
Allred	Braecklein	Cole	Finnell
Angly	Burgess	Craddick	Finney
Atwell	Bynum	Cruz	Floyd
Atwood	Caldwell	Daniel	Foreman
Baker	Calhoun	Davis, D.	Gammage
Bass, B.	Carrillo	Davis, H.	Garcia
Bass, T.	Cates	Denton	Golman
Beckham	Cavness	Doran	Grant
Bigham	Christian	Doyle	Graves

Hale	Kubiak	Ogg	Simmons
Hanna, Joe	Lemmon	Orr	Slack
Harding	Lewis	Parker, C.	Slider
Harris	Ligarde	Parker, W.	Smith
Hawkins	Lombardino	Patterson	Solomon
Hawn	Longoria	Pickens	Spurlock
Haynes	Lovell	Poerner	Stewart
Head	McAlister	Poff	Stroud
Heatly	McKissack	Presnal	Swanson
Hendricks	Mengden	Price	Tarbox
Hilliard	Moncrief	Reed	Traeger
Holmes, T.	Moore, A.	Rodriguez	Truan
Holmes, Z.	Moore, G.	Rosson	Tupper
Howard	Moore, T.	Salem	Uher
Hubenak	Moreno	Salter	Vale
Hull	Murray	Sanchez	Von Dohlen
Johnson	Nabers	Santiesteban	Ward
Jones, D.	Nelms	Schulle	Wayne
Jones, E.	Neugent, D.	Semos	Wieting
Jones, G.	Newton	Shannon	Williams
Jungmichel	Nichols	Sherman	Williamson
Kaster	Niland	Short	Wolff
Kilpatrick	Nugent, J.	Silber	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1627 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 977 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 977, Creating Concord Public Utility District.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Bigham	Cavness	Denton
Agnich	Blanton	Christian	Doran
Allen, Joe	Blythe	Clark	Doyle
Allen, John	Bowers	Clayton	Dramberger
Allred	Boyle	Coats	Earthman
Angly	Braecklein	Cobb	Farenthold
Atwell	Burgess	Cole	Finck
Atwood	Bynum	Craddick	Finnell
Baker	Caldwell	Cruz	Finney
Bass, B.	Calhoun	Daniel	Floyd
Bass, T.	Carrillo	Davis, D.	Foreman
Beckham	Cates	Davis, H.	Gammage

Garcia	Jungmichel	Niland	Silber
Golman	Kaster	Nugent, J.	Simmons
Grant	Kilpatrick	Ogg	Slack
Graves	Kubiak	Orr	Slider
Hale	Lemmon	Parker, C.	Smith
Hanna, Joe	Lewis	Parker, W.	Solomon
Harding	Ligarde	Patterson	Spurlock
Harris	Lombardino	Pickens	Stewart
Hawkins	Longoria	Poerner	Stroud
Hawn	Lovell	Poff	Swanson
Haynes	McAlister	Presnal	Tarbox
Head	McKissack	Price	Traeger
Heatly	Mengden	Reed	Truan
Hendricks	Moncrief	Rodriguez	Tupper
Hilliard	Moore, A.	Rosson	Uher
Holmes, T.	Moore, G.	Salem	Vale
Holmes, Z.	Moore, T.	Salter	Von Dohlen
Howard	Moreno	Sanchez	Ward
Hubenak	Murray	Santiesteban	Wayne
Hull	Nabers	Schulle	Wieting
Johnson	Nelms	Semos	Williams
Jones, D.	Neugent, D.	Shannon	Williamson
Jones, E.	Newton	Sherman	Wolff
Jones, G.	Nichols	Short	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 977 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 857 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 857, Amending Business and Commerce Code.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Beckham	Carrillo	Daniel
Agnich	Bigham	Cates	Davis, D.
Allen, Joe	Blanton	Cavness	Davis, H.
Allen, John	Blythe	Christian	Denton
Allred	Bowers	Clark	Doran
Angly	Boyle	Clayton	Doyle
Atwell	Braecklein	Coats	Dramberger
Atwood	Burgess	Cobb	Earthman
Baker	Bynum	Cole	Farenthold
Bass, B.	Caldwell	Craddick	Finck
Bass, T.	Calhoun	Cruz	Finnell

Finney	Jones, D.	Newton	Short
Floyd	Jones, E.	Nichols	Silber
Foreman	Jones, G.	Niland	Simmons
Gammage	Jungmichel	Nugent, J.	Slack
Garcia	Kaster	Ogg	Slider
Golman	Kilpatrick	Orr	Smith
Grant	Kubiak	Parker, C.	Solomon
Graves	Lemmon	Parker, W.	Spurlock
Hale	Lewis	Patterson	Stewart
Hanna, Joe	Ligarde	Pickens	Stroud
Harding	Lombardino	Poerner	Swanson
Harris	Longoria	Poff	Tarbox
Hawkins	Lovell	Presnal	Traeger
Hawn	McAlister	Price	Truan
Haynes	McKissack	Reed	Tupper
Head	Mengden	Rodriguez	Uher
Heatly	Moncrief	Rosson	Vale
Hendricks	Moore, A.	Salem	Von Dohlen
Hilliard	Moore, G.	Salter	Ward
Holmes, T.	Moore, T.	Sanchez	Wayne
Holmes, Z.	Moreno	Santiesteban	Wieting
Howard	Murray	Schulle	Williams
Hubenak	Nabers	Semos	Williamson
Hull	Nelms	Shannon	Wolff
Johnson	Neugent, D.	Sherman	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 857 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1409 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1409, Relating to the voting rights of certain state bank stock.

The bill was read third time and was passed by the following vote:

Yeas—140

Adams	Beckham	Cates	Davis, H.
Agnich	Bigham	Christian	Denton
Allen, Joe	Blanton	Clark	Doran
Allen, John	Blythe	Clayton	Doyle
Allred	Bowers	Coats	Dramberger
Angly	Boyle	Cobb	Earthman
Atwell	Braecklein	Cole	Farenthold
Atwood	Burgess	Craddick	Finck
Baker	Bynum	Cruz	Finnell
Bass, B.	Caldwell	Daniel	Finney
Bass, T.	Carrillo	Davis, D.	Floyd

Foreman	Jones, E.	Nichols	Silber
Gammage	Jones, G.	Niland	Simmons
Garcia	Jungmichel	Nugent, J.	Slack
Golman	Kaster	Ogg	Slider
Grant	Kilpatrick	Parker, C.	Smith
Graves	Lemmon	Parker, W.	Solomon
Hale	Lewis	Patterson	Spurlock
Hanna, Joe	Ligarde	Pickens	Stewart
Harding	Lombardino	Poerner	Stroud
Harris	Longoria	Poff	Swanson
Hawkins	Lovell	Presnal	Tarbox
Hawn	McAlister	Price	Traeger
Haynes	McKissack	Reed	Truan
Head	Mengden	Rodriguez	Tupper
Heatly	Moncrief	Rosson	Uher
Hendricks	Moore, A.	Salem	Vale
Hilliard	Moore, G.	Salter	Von Dohlen
Holmes, T.	Moore, T.	Sanchez	Ward
Holmes, Z.	Moreno	Santiesteban	Wayne
Howard	Murray	Schulle	Wieting
Hubenak	Nabers	Semos	Williams
Hull	Nelms	Shannon	Williamson
Johnson	Neugent, D.	Sherman	Wolff
Jones, D.	Newton	Short	Wyatt

Nays—3

Calhoun Cavness Kubiak

Present—Not Voting

Orr

Absent-Excused

Braun Ingram Kost Lee
Hannah, John

Mr. Jim Nugent moved to reconsider the vote by which HB 1409 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 268 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 268, Making the offer to sell a narcotic drug a felony.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Allen, John	Atwell	Bass, B.
Agnich	Allred	Atwood	Bass, T.
Allen, Joe	Angly	Baker	Beckham

Bigham	Floyd	Ligarde	Salem
Blanton	Foreman	Lombardino	Salter
Blythe	Gammage	Longoria	Sanchez
Bowers	Garcia	Lovell	Santiesteban
Boyle	Golman	McAlister	Schulle
Braecklein	Grant	McKissack	Semos
Burgess	Graves	Mengden	Shannon
Bynum	Hale	Moncrief	Sherman
Caldwell	Hanna, Joe	Moore, A.	Short
Calhoun	Harding	Moore, G.	Silber
Carrillo	Harris	Moore, T.	Simmons
Cates	Hawkins	Moreno	Slack
Cavness	Hawn	Murray	Slider
Christian	Haynes	Nabers	Smith
Clark	Head	Nelms	Solomon
Clayton	Heatly	Neugent, D.	Spurlock
Coats	Hendricks	Newton	Stewart
Cobb	Hilliard	Nichols	Stroud
Cole	Holmes, T.	Niland	Swanson
Craddick	Holmes, Z.	Nugent, J.	Tarbox
Cruz	Howard	Ogg	Traeger
Daniel	Hubenak	Orr	Truan
Davis, D.	Hull	Parker, C.	Tupper
Davis, H.	Johnson	Parker, W.	Uher
Denton	Jones, D.	Patterson	Vale
Doran	Jones, E.	Pickens	Von Dohlen
Doyle	Jones, G.	Poerner	Ward
Dramberger	Jungmichel	Poff	Wayne
Earthman	Kaster	Presnal	Wieting
Farenthold	Kilpatrick	Price	Williams
Finck	Kubiak	Reed	Williamson
Finnell	Lemmon	Rodriguez	Wolff
Finney	Lewis	Rosson	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 268 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1684 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1684, Providing for a separate Office of State-Federal Relations; providing that the Director of the Office of State-Federal Relations shall serve at the pleasure of the Governor.

The bill was read third time and was passed by the following vote:

Yeas—141

Adams	Allen, Joe	Allred	Atwell
Agnich	Allen, John	Angly	Atwood

Baker	Finney	Lombardino	Sanchez
Bass, B.	Floyd	Longoria	Santiesteban
Bass, T.	Foreman	Lovell	Schulle
Beckham	Gammage	McAlister	Semos
Bigham	Garcia	McKissack	Shannon
Blanton	Golman	Mengden	Sherman
Blythe	Grant	Moncrief	Short
Bowers	Graves	Moore, A.	Silber
Boyle	Hale	Moore, G.	Simmons
Braecklein	Hanna, Joe	Moore, T.	Slack
Burgess	Harding	Moreno	Slider
Bynum	Harris	Murray	Smith
Caldwell	Hawkins	Nabers	Solomon
Carrillo	Hawn	Nelms	Spurlock
Cates	Haynes	Neugent, D.	Stewart
Christian	Head	Newton	Stroud
Clark	Heatly	Nichols	Swanson
Clayton	Hendricks	Niland	Tarbox
Coats	Hilliard	Nugent, J.	Traeger
Cobb	Holmes, T.	Ogg	Truan
Cole	Holmes, Z.	Orr	Tupper
Craddick	Howard	Parker, C.	Uher
Cruz	Hubenak	Parker, W.	Vale
Daniel	Hull	Patterson	Von Dohlen
Davis, D.	Johnson	Pickens	Ward
Davis, H.	Jones, D.	Poerner	Wayne
Denton	Jones, E.	Poff	Wieting
Doran	Jones, G.	Presnal	Williams
Doyle	Jungmichel	Price	Williamson
Dramberger	Kaster	Reed	Wolff
Earthman	Kilpatrick	Rodriguez	Wyatt
Farenthold	Lemmon	Rosson	
Finck	Lewis	Salem	
Finnell	Ligarde	Salter	

Nays—3

Calhoun	Cavness	Kubiak
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Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1684 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1672 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1672, Relating to contracts and leases for the operation of water systems.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1672 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 563 ON THIRD READING
(Mr. Coats—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 563, Relating to recovery of attorney's fees in suits to collect unpaid claims.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 563 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 267 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 267, Making the offer to sell or deliver a dangerous drug a felony.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 267 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1202 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1202, Relating to the release of a defendant on personal bond.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1202 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1656 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1656, Granting to the City of Corpus Christi, the United States Corps of Engineers, and their duly authorized agents, etc.; a construction easement for restoration of Corpus Christi Beach.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1656 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1046 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1046, Authorizing certain drainage districts to contract for work performed, etc.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1046 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 631 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 631, Authorizing the importation of not more than a certain amount

of distilled spirits containing a certain amount in each container for use and consumption and not for resale.

The bill was read third time and was passed by the following vote:

Yeas—142

Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Wolff
Davis, D.	Jones, E.	Presnal	Wyatt
Davis, H.	Jones, G.	Price	
Denton	Jungmichel	Reed	

Nays—2

Adams Williamson

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 631 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1714 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1714, Relating to the authorization for life insurance companies to make student loans guaranteed by the federal government.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Lee	Kost
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1714 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 887 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 887, Permitting courts to order the payment of fines and costs in installments or at a later date.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 887 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 968 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 968, Relating to certain insurers giving policyholders credit for any or all hazards that have been reduced or removed.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 968 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1163 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1163, Relating to the possession of vehicles or parts of vehicles on which the vehicle identification numbers have been removed, changed or obliterated.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1163 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 579 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 579, Providing for the validation of certain actions of towns and cities of this state taken during the year 1970 in implementation of the decision declaring certain territory to be a disaster area.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 579 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 263 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 263, Relating to the filing and execution of certain notices and certificates concerning liens upon real and personal property for taxes payable to the United States, etc.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 263 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1207 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 1207, Abolishing the office of county auditor in certain counties.

The bill was read third time and was passed by the following vote:

Yeas—143

Adams	Denton	Jungmichel	Rodriguez
Agnich	Doran	Kaster	Rosson
Allen, Joe	Doyle	Kilpatrick	Salem
Allen, John	Dramberger	Kubiak	Salter
Allred	Earthman	Lemmon	Sanchez
Angly	Farenthold	Lewis	Santiesteban
Atwell	Finck	Ligarde	Schulle
Atwood	Finnell	Lombardino	Semos
Baker	Finney	Longoria	Shannon
Bass, B.	Floyd	Lovell	Sherman
Bass, T.	Foreman	McAlister	Short
Beckham	Gammage	McKissack	Silber
Bigham	Garcia	Mengden	Simmons
Blanton	Golman	Moncrief	Slack
Blythe	Grant	Moore, A.	Slider
Bowers	Graves	Moore, G.	Smith
Boyle	Hale	Moore, T.	Solomon
Braecklein	Hanna, Joe	Moreno	Spurlock
Burgess	Harding	Murray	Stewart
Bynum	Harris	Nabers	Stroud
Caldwell	Hawkins	Nelms	Swanson
Calhoun	Hawn	Neugent, D.	Tarbox
Carrillo	Haynes	Newton	Traeger
Cates	Head	Nichols	Truan
Cavness	Heatly	Niland	Tupper
Christian	Hendricks	Nugent, J.	Uher
Clark	Hilliard	Ogg	Vale
Clayton	Holmes, T.	Orr	Von Dohlen
Coats	Holmes, Z.	Parker, C.	Ward
Cobb	Howard	Parker, W.	Wayne
Cole	Hubenak	Patterson	Wieting
Craddick	Hull	Poerner	Williams
Cruz	Johnson	Poff	Williamson
Daniel	Jones, D.	Presnal	Wolff
Davis, D.	Jones, E.	Price	Wyatt
Davis, H.	Jones, G.	Reed	

Nays—1

Pickens

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which HB 1207 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 128 ON THIRD READING
(Mr. Braecklein—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 128, Authorizing the Board of Regents of the University of Texas System to acquire certain properties for campus expansion.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Denton	Jungmichel	Reed
Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 128 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 414 ON THIRD READING
(Mr. Slack—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 414, Creating the Legislative Property Tax Committee.

The bill was read third time and was passed by the following vote:

Yeas—143

Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt
Denton	Jungmichel	Reed	

Nays—1

Adams

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 414 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 697 ON THIRD READING
(Mr. Kaster—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 697, Providing an increase in the remuneration to be paid to the directors of the El Paso County Water Authority.

The bill was read third time and was passed by the following vote:

Yeas—143

Agnich	Doran	Kaster	Rodriguez
Allen, Joe	Doyle	Kilpatrick	Rosson
Allen, John	Dramberger	Kubiak	Salem
Allred	Earthman	Lemmon	Salter
Angly	Farenthold	Lewis	Sanchez
Atwell	Finck	Ligarde	Santiesteban
Atwood	Finnell	Lombardino	Schulle
Baker	Finney	Longoria	Semos
Bass, B.	Floyd	Lovell	Shannon
Bass, T.	Foreman	McAlister	Sherman
Beckham	Gammage	McKissack	Short
Bigham	Garcia	Mengden	Silber
Blanton	Golman	Moncrief	Simmons
Blythe	Grant	Moore, A.	Slack
Bowers	Graves	Moore, G.	Slider
Boyle	Hale	Moore, T.	Smith
Braecklein	Hanna, Joe	Moreno	Solomon
Burgess	Harding	Murray	Spurlock
Bynum	Harris	Nabers	Stewart
Caldwell	Hawkins	Nelms	Stroud
Calhoun	Hawn	Neugent, D.	Swanson
Carrillo	Haynes	Newton	Tarbox
Cates	Head	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Nugent, J.	Tupper
Clark	Hilliard	Ogg	Uher
Clayton	Holmes, T.	Orr	Vale
Coats	Holmes, Z.	Parker, C.	Von Dohlen
Cobb	Howard	Parker, W.	Ward
Cole	Hubenak	Patterson	Wayne
Craddick	Hull	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jones, E.	Presnal	Wolff
Davis, H.	Jones, G.	Price	Wyatt
Denton	Jungmichel	Reed	

Nays—1

Adams

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 697 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 541 ON THIRD READING
(Mr. Traeger—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 541, Providing that the governing body of a municipality may allow prior service credit and other credit to employees.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Cruz	Holmes, Z.	Niland
Agnich	Daniel	Howard	Nugent, J.
Allen, Joe	Davis, D.	Hubenak	Ogg
Allen, John	Davis, H.	Hull	Orr
Allred	Denton	Johnson	Parker, C.
Angly	Doran	Jones, D.	Parker, W.
Atwell	Doyle	Jones, E.	Patterson
Atwood	Dramberger	Jones, G.	Pickens
Baker	Earthman	Jungmichel	Poerner
Bass, B.	Farenthold	Kaster	Poff
Bass, T.	Finck	Kilpatrick	Presnal
Beckham	Finnell	Kubiak	Price
Bigham	Finney	Lemmon	Reed
Blanton	Floyd	Lewis	Rodriguez
Blythe	Foreman	Ligarde	Rosson
Bowers	Gammage	Lombardino	Salem
Boyle	Garcia	Longoria	Salter
Braecklein	Golman	Lovell	Sanchez
Burgess	Grant	McAlister	Santiesteban
Bynum	Graves	McKissack	Schulle
Caldwell	Hale	Mengden	Semos
Calhoun	Hanna, Joe	Moncrief	Shannon
Carrillo	Harding	Moore, A.	Sherman
Cates	Harris	Moore, G.	Short
Cavness	Hawkins	Moore, T.	Silber
Christian	Hawn	Moreno	Simmons
Clark	Haynes	Murray	Slack
Clayton	Head	Nabers	Slider
Coats	Heatly	Nelms	Smith
Cobb	Hendricks	Neugent, D.	Solomon
Cole	Hilliard	Newton	Spurlock
Craddick	Holmes, T.	Nichols	Stewart

Stroud	Truan	Von Dohlen	Williams
Swanson	Tupper	Ward	Williamson
Tarbox	Uher	Wayne	Wolff
Traeger	Vale	Wieting	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 541 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 870 ON THIRD READING
(Mr. Braecklein—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 870, Relating to the definition of the terms "person" and "company" in the Securities Act.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Craddick	Hilliard	Neugent, D.
Agnich	Cruz	Holmes, T.	Newton
Allen, Joe	Daniel	Holmes, Z.	Nichols
Allen, John	Davis, D.	Howard	Niland
Allred	Davis, H.	Hubenak	Nugent, J.
Angly	Denton	Hull	Ogg
Atwell	Doran	Johnson	Orr
Atwood	Doyle	Jones, D.	Parker, C.
Baker	Dramberger	Jones, E.	Parker, W.
Bass, B.	Earthman	Jones, G.	Patterson
Bass, T.	Farenthold	Jungmichel	Pickens
Beckham	Finck	Kaster	Poerner
Bigham	Finnell	Kilpatrick	Poff
Blanton	Finney	Kubiak	Presnal
Blythe	Floyd	Lemmon	Price
Bowers	Foreman	Lewis	Reed
Boyle	Gammage	Ligarde	Rodriguez
Braecklein	Garcia	Lombardino	Rosson
Burgess	Golman	Longoria	Salem
Bynum	Grant	Lovell	Salter
Caldwell	Graves	McAlister	Sanchez
Calhoun	Hale	McKissack	Santiesteban
Carrillo	Hanna, Joe	Mengden	Schulle
Cates	Harding	Moncrief	Semos
Cavness	Harris	Moore, A.	Shannon
Christian	Hawkins	Moore, G.	Sherman
Clark	Hawn	Moore, T.	Short
Clayton	Haynes	Moreno	Silber
Coats	Head	Murray	Simmons
Cobb	Heatly	Nabers	Slack
Cole	Hendricks	Nelms	Slider

Smith	Swanson	Uher	Wieting
Solomon	Tarbox	Vale	Williams
Spurlock	Traeger	Von Dohlen	Williamson
Stewart	Truan	Ward	Wolff
Stroud	Tupper	Wayne	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 870 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 116 ON THIRD READING
(Mr. Bigham—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 116, Authorizing waiver of right to be accused by indictment by person represented by counsel in noncapital felony cases.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Cole	Heatly	Murray
Agnich	Craddick	Hendricks	Nabers
Allen, Joe	Cruz	Hilliard	Nelms
Allen, John	Daniel	Holmes, T.	Neugent, D.
Allred	Davis, D.	Holmes, Z.	Newton
Angly	Davis, H.	Howard	Nichols
Atwell	Denton	Hubenak	Niland
Atwood	Doran	Hull	Nugent, J.
Baker	Doyle	Johnson	Ogg
Bass, B.	Dramberger	Jones, D.	Orr
Bass, T.	Earthman	Jones, E.	Parker, C.
Beckham	Farenthold	Jones, G.	Parker, W.
Bigham	Finck	Jungmichel	Patterson
Blanton	Finnell	Kaster	Pickens
Blythe	Finney	Kilpatrick	Poerner
Bowers	Floyd	Kubiak	Poff
Boyle	Foreman	Lemmon	Presnal
Braecklein	Gammage	Lewis	Price
Burgess	Garcia	Ligarde	Reed
Bynum	Golman	Lombardino	Rodriguez
Caldwell	Grant	Longoria	Rosson
Calhoun	Graves	Lovell	Salem
Carrillo	Hale	McAlister	Salter
Cates	Hanna, Joe	McKissack	Sanchez
Cavness	Harding	Mengden	Santiesteban
Christian	Harris	Moncrief	Schulle
Clark	Hawkins	Moore, A.	Semos
Clayton	Hawn	Moore, G.	Shannon
Coats	Haynes	Moore, T.	Sherman
Cobb	Head	Moreno	Short

Silber	Spurlock	Truan	Wayne
Simmons	Stewart	Tupper	Wieting
Slack	Stroud	Uher	Williams
Slider	Swanson	Vale	Williamson
Smith	Tarbox	Von Dohlen	Wolff
Solomon	Traeger	Ward	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 116 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 917 ON THIRD READING
(Mr. Jungmichel—House Sponsor)

The Chair laid before the House on its third reading and final passage,

SB 917, Changing the court day in the 21st Judicial District from Monday to Tuesday.

The bill was read third time and was passed by the following vote:

Yeas—144

Adams	Coats	Hawkins	Mengden
Agnich	Cobb	Hawn	Moncrief
Allen, Joe	Cole	Haynes	Moore, A.
Allen, John	Craddick	Head	Moore, G.
Allred	Cruz	Heatly	Moore, T.
Angly	Daniel	Hendricks	Moreno
Atwell	Davis, D.	Hilliard	Murray
Atwood	Davis, H.	Holmes, T.	Nabers
Baker	Denton	Holmes, Z.	Nelms
Bass, B.	Doran	Howard	Neugent, D.
Bass, T.	Doyle	Hubenak	Newton
Beckham	Dramberger	Hull	Nichols
Bigham	Earthman	Johnson	Niland
Blanton	Farenthold	Jones, D.	Nugent, J.
Blythe	Finck	Jones, E.	Ogg
Bowers	Finnell	Jones, G.	Orr
Boyle	Finney	Jungmichel	Parker, C.
Braecklein	Floyd	Kaster	Parker, W.
Burgess	Foreman	Kilpatrick	Patterson
Bynum	Gammage	Kubiak	Pickens
Caldwell	Garcia	Lemmon	Poerner
Calhoun	Golman	Lewis	Poff
Carrillo	Grant	Ligarde	Presnal
Cates	Graves	Lombardino	Price
Cavness	Hale	Longoria	Reed
Christian	Hanna, Joe	Lovell	Rodriguez
Clark	Harding	McAlister	Rosson
Clayton	Harris	McKissack	Salem

Salter	Silber	Stroud	Von Dohlen
Sanchez	Simmons	Swanson	Ward
Santiesteban	Slack	Tarbox	Wayne
Schulle	Slider	Traeger	Wieting
Semos	Smith	Truan	Williams
Shannon	Solomon	Tupper	Williamson
Sherman	Spurlock	Uher	Wolff
Short	Stewart	Vale	Wyatt

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Jim Nugent moved to reconsider the vote by which SB 917 was passed and to table the motion to reconsider.

The motion to table prevailed.

CAPTIONS OF SENATE BILLS ORDERED
AMENDED

Mr. Jim Nugent asked unanimous consent that the captions of Senate Bills passed on the Local and Consent Bill Calendar on today be amended to conform with the body of the bills, where necessary.

There was no objection offered and it was so ordered.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HCR 139, by Carl Parker: Commending Gordon Merrill Rubinett of Austin.

On motion of Mr. Carl Parker, the names of all the Members of the House were added to HCR 139 as signers thereof.

HSR 456, by Poerner: Commending the citizens of Uvalde, Texas.

HSR 458, by Garcia, Murray, and Sanchez: Congratulating Willacy County on its 50th anniversary.

HSR 459, by Simmons: Commending the students of Robert G. Cole High School of Fort Sam Houston, San Antonio, Texas.

On motion of Mr. Simmons, the names of all the Members of the House were added to HSR 459 as signers thereof.

INTRODUCTION OF HOUSE BILLS

Mr. Salter asked unanimous consent to introduce and have placed on first reading HB 1849.

There was no objection offered.

Mr. Walt Parker asked unanimous consent to introduce and have placed on first reading HB 1850.

There was no objection offered.

COMMITTEE MEETING

Mr. Stroud asked unanimous consent of the House that the Committee on Elections be permitted to meet at this time.

There was no objection offered.

INTRODUCTION OF HOUSE BILLS—(continued)

Mr. Bill Bass asked unanimous consent to introduce and have placed on first reading HB 1851.

There was no objection offered.

Mr. Tarbox asked unanimous consent to introduce and have placed on first reading HB 1852.

There was no objection offered.

Mr. Doran asked unanimous consent to introduce and have placed on first reading HB 1853.

There was no objection offered.

COMMITTEE MEETING

Mr. Calhoun asked unanimous consent of the House that the Committee on Criminal Jurisprudence be permitted to meet at this time.

There was no objection offered.

SCR 10—REFERRED TO COMMITTEE

(To grant Billy Warren (B. W.) Cody permission to sue the state)

The Chair laid before the House the following resolution:

SCR 10

Whereas, Billy Warren (B. W.) Cody alleges that he is a resident of Celina, Collin County, Texas; and

Whereas, Billy Warren (B. W.) Cody alleges that on the 31st day of October, 1967, while operating his 1966 Ford pickup truck vehicle in a northerly direction along Walton Walker Boulevard, at its intersection

with the Dallas-Fort Worth Turnpike in Dallas County, Texas, the said Billy Warren (B. W.) Cody was injured when his vehicle struck a large pile of asphalt which had been improperly placed by employees of the State of Texas in the roadway of Walton Walker Boulevard, causing the total loss of his vehicle; and

Whereas, Billy Warren (B. W.) Cody alleges that he suffered the following injuries, to wit: scalp wound, broken teeth, broken jaw, a broken left arm, a broken right leg and breaks in both feet; and

Whereas, Billy Warren (B. W.) Cody alleges that it has been necessary that he receive benefit of plastic surgery, and has suffered frequent black-outs of unknown origin; and

Whereas, Billy Warren (B. W.) Cody, desires to institute suit against the State of Texas for damages suffered by him as a result of said injuries inflicted upon him; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That

(1) Billy Warren (B. W.) Cody is granted permission to sue the State of Texas in any court of competent jurisdiction for any relief to which he may be entitled under law arising from the alleged wrongful acts alleged in this Resolution; and

(2) in the event suit is filed, service of citation and other required process shall be made upon the Attorney General of the State of Texas; and

(3) the suit shall be conducted as in other civil cases; and, be it further

Resolved, That nothing in this Resolution may be construed as an admission by the State of Texas, or by any of its employees, agents, departments, agencies, or political subdivisions, of liability or of the truth of any allegation asserted by the claimant, but the alleged cause of the action must be proved under the laws of this state as in other civil suits; and, be it further

Resolved, That nothing in this Resolution may be construed as a waiver of any defense, of law or fact, available to the State of Texas or to any of its employees, agents, departments, agencies, or political subdivisions, but every defense is specifically reserved.

The resolution was referred to the Committee on Judiciary.

SENATE BILLS ON FIRST READING

The following Senate Bills were today laid before the House, read first time and referred to Committees, as follows:

SB 339 to the Committee on Governmental Affairs and Efficiency.

SB 408 to the Committee on Criminal Jurisprudence.

SB 572 to the Committee on Appropriations.

SB 584 to the Committee on State Affairs.

SB 639 to the Committee on Insurance.

SB 903 to the Committee on Public Education.

SB 933 to the Committee on Liquor Regulation.

SB 975 to the Committee on Appropriations.

HCR 138—REFERRED TO COMMITTEE

(Relating to governmental competition in providing the goods and services required by certain agencies)

Mr. Heatly offered the following resolution:

HCR 138

Whereas, The free enterprise economy is the source of all wealth, both public and private, in this State and Nation; and

Whereas, The free enterprise economy has produced an abundance and a level of unparalleled prosperity which has benefited citizens of this State in every walk of life; and

Whereas, Individuals and firms operating in our free enterprise economy have demonstrated the capability of producing imaginative and effective solutions to the vexing problems of our society; and

Whereas, Individual initiative and competition is the foundation and bedrock of such system; and

Whereas, The individuals and firms engaging in such competition provide the basis of our tax system and produce the revenues required for government to carry out its legitimate functions; and

Whereas, Governmental bodies and agencies of this State and Nation have proliferated at an alarming rate; and

Whereas, Such governmental bodies and agencies have increasingly entered into direct competition with the private sector with a resulting increase in costs to the taxpayers of this State; and

Whereas, Such governmental competition is unfair because the private sector is being taxed to sponsor such competition; and

Whereas, Such governmental competition reduces the tax revenues available to this State; and

Whereas, Such governmental competition is not subject to the same scrutiny and accountability as is the private sector; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature of the State of Texas, the Senate concurring, That the Legislature hereby reaffirms its belief in the free enterprise system and its ability to provide the

goods and services necessary for the maintenance of the well being of the people of this State; and, be it further

Resolved, That the House of Representatives of the 62nd Legislature, the Senate concurring, finds and declares that it is the proper function of government in this State, at all levels, to foster and aid the private sector of our economy and to prevent governmental competition in areas where the private sector has the capability to provide the goods and services required by such bodies and agencies.

Signed: Heatly, Traeger, McKissack, A. Moore, Christian, G. Moore, Atwell, Hawn, Slider, Salem, Short, Howard, Poff, Bynum, John Allen, Niland, Williams, Hilliard, D. Davis, Blythe, Tarbox, Hawkins, and Clayton.

The resolution was referred to the Committee on State Affairs.

HSR 454—REFERRED TO COMMITTEE

(Creating an interim study committee to study state banking practices)

Mr. Patterson offered the following resolution:

HSR 454

Whereas, The Sharpstown State Bank is the seventh state bank in two years to close its doors due to insolvency; and

Whereas, Perhaps there are many more state banks which do not close, but which become and remain insolvent for long periods of time, at great risk to the depositors of this State; and

Whereas, Certain dangerous banking practices, such as insider loans, 100% collateral financing and over-appraisal of bank assets and collateral, continue to exist for lack of effective regulation and legislation; and

Whereas, The lack of public information concerning the operation of state banks in the past, followed by the recent publicity concerning the manipulative practices in the Sharpstown State Bank, has shaken the public's confidence in our financial institutions; and

Whereas, State banks are charged by law with the public interest and the citizens of this State are, accordingly, entitled to protection from any manipulators and empire builders who may infiltrate our state banking system to abuse the public trust; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature of the State of Texas, That an interim committee be appointed to study possible legislation which would halt these dangerous practices and restore the public's confidence in the banks of this state, including legislation which would:

- (1) Increase the minimum required capitalization of state banks;
- (2) Require the Banking Commissioner to establish a list of securities which may be accepted as collateral by state banks and to establish and enforce reasonable margin financing requirements for such banks;

(3) Require each state bank to file with the Banking Commission, as a matter of public record, a statement showing the current officers, directors and shareholders of such bank;

(4) Require each state bank to file with the Banking Commission, as a matter of public record, a monthly statement showing all current loans made by such bank to all bank officers, directors and shareholders, to the relatives of such persons, and to all business entities in which they have an interest;

(5) Require each state bank to file with the Banking Commission, as a matter of public record, a monthly statement showing all current loans made by such bank which are secured by property in which any officer, director or shareholder of such bank has an interest, including the securities of any corporation in which such person has an interest;

(6) Authorize the Banking Commission to temporarily supervise the management of any state bank for a limited period without court order and to subsequently or alternatively obtain a court order authorizing the creation of a state conservatorship of any state bank;

(7) Eliminate the Banking Board and transfer its power and responsibilities to the Finance Commission;

(8) Require the Banking Commissioner to conduct a continuing investigation of all real estate appraisals, security valuations and accountings done for state banks and establish regulations to insure that same are properly conducted; and provide for procedures whereby, with adequate protection against arbitrary action, the Banking Commissioner and Finance Commission may prohibit state banks from employing the services of those who violate such regulations; and, be it further

Resolved, That said interim study committee file a report of its findings and recommendations with the House of Representatives at its next legislative session.

Signed: Patterson, Denton, Farenthold, T. Moore, Harris, Bigham, E. Jones, Braun, Caldwell, Rodriguez, Allred, and Nichols.

The resolution was referred to the Committee on Resolutions and Interim Activities.

HSR 455—REFERRED TO COMMITTEE

(Creating a special interim committee to study the necessity, etc., of licensing automobile repair businesses)

Mr. Orr offered the following resolution:

HSR 455

Whereas, Many businesses of a service nature are licensed by the State of Texas in order that high standards in those businesses may be maintained for the protection of the public; and

Whereas, Automobile repair businesses have long comprised one of the most important service industries in the State of Texas; and

Whereas, It is possible that state licensure of automobile repair businesses would be to the benefit of both the people of Texas and the automobile repair industry itself; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature of the State of Texas hereby create a special interim committee to study the necessity and feasibility of licensing automobile repair businesses, including possible requirements for such licensure; and, be it further

Resolved, That the Speaker of the House of Representatives appoint as members of the interim study committee five Members of the House of Representatives and three private citizens who have demonstrated an interest in and a particular knowledge of the automobile repair industry; and, be it further

Resolved, That the committee may call upon any state agency or department as the committee deems necessary for assistance and advice; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to assist the committee in this study; and, be it further

Resolved, That the actual expenses of the committee, both legislative and citizen members, and other necessary expenses of the committee shall be paid from the Expense Fund of the House of Representatives; that the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of non-budgeted expenditures shall be obtained from the House Administration Committee; and, be it further

Resolved, That this committee shall make its complete report, including findings and recommendations, with drafts of any proposed legislation, to the 63rd Legislature at its regular session in January 1973, and that five copies of the completed study shall be filed in the Legislative Reference Library and five copies filed in the office of the Texas Legislative Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

The resolution was referred to the Committee on Resolutions and Interim Activities.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read first time and referred to Committees, as follows:

By Lovell:

HB 1839, A bill to be entitled An Act adding Trinity County to the list of counties that may hold an election to determine whether or not livestock may be permitted to run at large in the county; amending Article 6954, Revised Civil Statutes of Texas, 1925, as amended; declaring the effect of the Act; and declaring an emergency.

Referred to Committee on Counties.

By Wieting:

HB 1840, A bill to be entitled An Act relating to the interest rate on bonds of the San Patricio Municipal Water District; amending Subsection (b) of Section 7 and Section 9a, Chapter 373, Acts of the 52nd Legislature, 1951, as amended (Article 8280-145, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Grant:

HB 1841, A bill to be entitled An Act relating to the authority of the commissioners courts of certain counties to appoint special investigators on a contract basis; and declaring an emergency.

Referred to Committee on Counties.

By Swanson:

HB 1842, A bill to be entitled An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Spencer Road Public Utility District; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the District; finding District is created for public use and benefit; conferring on District the rights, powers, privileges, authority and functions of the general laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, Constitution of Texas, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the State with regard to waste control; prescribing the District's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of directors' own motion; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the District, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated and to situations where necessary to carry out the purposes for which District was created; providing District shall bear expenses of relocating, raising, or rerouting any highway, railroad or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of District offices, and related matters; providing for the sale of bonds and the price

of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this District; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this District shall be eligible investments, providing that the Municipal Annexation Act shall have no application to this District; providing that District is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Gammage:

HB 1843, A bill to be entitled An Act relating to the pay of election judges and clerks; amending Subsections (a) and (c), Section 22, Texas Election Code, as amended (Article 3.08, Vernon's Texas Election Code); and declaring an emergency.

Referred to Committee on Elections.

By Ogg:

HB 1844, A bill to be entitled An Act creating and establishing a conservation and reclamation district under Article XVI, Section 59, Constitution of Texas, known as Encanto Real Utility District; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers and privileges, authority and duties of the general laws of Texas applicable to water control and improvement districts created under Article XVI, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for continuing supervision by Texas Water Rights Commission; stating the policy of the State regarding waste control; prescribing the District's rights, powers, privileges and functions; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the Board of Directors' own motion; providing for notice of right to have an exclusions hearing; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation for District; providing for addition of land to District and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of District; providing for qualifications and bonds of Directors; naming first Board of Directors; providing for filling of vacancies; providing for terms and election of Directors and notice of Directors elections, and related matters; providing for organization of Board of Directors; providing for the letting of construction contracts and the drawing of warrants; providing for the execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, Vernon's Texas Civil Statutes; providing for bonds and refunding bonds of District which shall be approved by the Attorney General of Texas and registered by the Comptroller of Public Accounts; providing for incontestability of the bonds

and refunding bonds; providing the power of eminent domain shall be limited to the county within which District is situated; providing District shall bear expenses of relocating, raising or rerouting any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; defining "sole expenses"; providing for depositories; providing for an audit; providing for establishment of District offices; providing for a plumbing code; providing for the sale of bonds; providing Article 7880-77b, Vernon's Texas Civil Statutes, shall not be applicable to District; providing for notice of elections and canvass of returns thereof; providing that all bonds and refunding bonds of District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to the creation of this District; providing that District is subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; determining and finding the requirements of Article XVI, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the District shall not be required to pay a tax or assessment on its properties or any purchases; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Ogg:

HB 1845, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Harris County, Texas, to be known as Emerald Forest Utility District of Harris County, Texas; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing the procedure for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

HB 1846 was read first time and referred to committee on yesterday.

By Kost and Lombardino:

HB 1847, A bill to be entitled An Act relating to authorization of campuses of Texas State Technical Institute; amending Section 9, Chapter

179, Acts of the 61st Legislature, Regular Session, 1969 (Article 2615f-1a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Higher Education.

By Doran:

HB 1848, A bill to be entitled An Act providing for the creation of the Concho County Hospital District over all of Concho County, Texas; prescribing a procedure for an election on the creation of such district and the levy of a tax for its maintenance, support, and payment of indebtedness, and bonds assumed, incurred, and issued; providing the powers of the district and its governing body and its procedures in the governing of said district; enacting other provisions incident and related to the subject and purpose; and declaring an emergency.

Referred to Committee on Counties.

(Speaker in the Chair)

INTRODUCTION OF HB 1854

Mr. Cobb asked unanimous consent to introduce and have placed on first reading HB 1854.

There was no objection offered.

SB 432 ON PASSAGE TO THIRD READING

(Mr. Pickens—House Sponsor)

The Speaker laid before the House, as postponed business, on its passage to third reading,

SB 432, To regulate mortgage guaranty insurers.

The bill was read second time on May 6 and further consideration was postponed until 11:00 a.m. today.

Mr. Grant Jones offered the following amendment to the bill:

Amend SB 432, Second Printing on Line 3, page 2, by inserting the following after the word "indebtedness":

" , not exceeding 90 percent of the fair market value of the real estate."

Mr. Pickens moved to table the above amendment offered by Mr. Grant Jones.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—123

Adams	Atwell	Bigham	Boyle
Allen, Joe	Bass, B.	Blanton	Braecklein
Allred	Bass, T.	Blythe	Burgess
Angly	Beckham	Bowers	Caldwell

Carrillo	Harding	Moore, A.	Shannon
Cavness	Harris	Moore, G.	Sherman
Clark	Hawkins	Moore, T.	Short
Clayton	Hawn	Moreno	Silber
Coats	Haynes	Murray	Simmons
Cobb	Heatly	Nabers	Slack
Cole	Hendricks	Nelms	Slider
Craddick	Hilliard	Neugent, D.	Smith
Cruz	Holmes, Z.	Newton	Solomon
Daniel	Hubenak	Nichols	Spurlock
Davis, H.	Hull	Niland	Stewart
Denton	Johnson	Nugent, J.	Stroud
Doran	Jones, D.	Ogg	Swanson
Doyle	Jones, E.	Orr	Tarbox
Dramberger	Jungmichel	Parker, C.	Traeger
Earthman	Kilpatrick	Parker, W.	Truan
Farenthold	Kubiak	Pickens	Tupper
Finnell	Lemmon	Presnal	Uher
Finney	Lewis	Price	Vale
Floyd	Ligarde	Reed	Von Dohlen
Foreman	Lombardino	Rodriguez	Ward
Gammage	Longoria	Salem	Wayne
Garcia	Lovell	Salter	Wieting
Golman	McAlister	Sanchez	Williams
Grant	McKissack	Santiesteban	Wolff
Graves	Mengden	Schulle	Wyatt
Hale	Moncrief	Semos	

Nays—20

Agnich	Calhoun	Hanna, Joe	Kaster
Allen, John	Cates	Head	Patterson
Atwood	Christian	Holmes, T.	Poerner
Baker	Davis, D.	Howard	Poff
Bynum	Finck	Jones, G.	Williamson

Absent

Rosson

Absent-Excused

Braun	Ingram	Kost	Lee
Hannah, John			

Mr. Grant Jones offered the following amendment to the bill:

Amend SB 432, Second Printing, by striking all of Lines 27, 28 and 29 on Page 2 and inserting in lieu thereof the following:

“(1) An insurance company shall not be granted a certificate to transact the business of mortgage guaranty insurance unless it has a paid-in capital of at least \$1,000,000.00 and paid-in surplus of at least \$1,000,000.00. Provided, however, that this provision shall not apply to or be effective against any corporation which, on the effective date of this Act, was actively engaged in such business under a certificate of authority issued by the State Board of Insurance or the Commissioner of Insurance.

Mr. Pickens moved to table the above amendment offered by Mr. Grant Jones.

The motion to table prevailed.

Mr. Grant Jones offered the following amendment to the bill:

Amend SB 432, Second Printing, Page 3 on Line 18 by striking the word "may" and substituting in lieu thereof the word "shall."

The amendment was adopted without objection.

Mr. Grant Jones offered the following amendment to the bill:

Amend SB 432, Second Printing, page 2, Section 2 by adding the following Subsection (5):

"(5) A mortgage guaranty insurer shall not make payment on any claim arising out of the nonpayment of principal, interest or other sums agreed to be paid in any instance in which the original indebtedness exceeded the fair market value of the real estate."

Mr. Pickens moved to table the above amendment offered by Mr. Grant Jones.

The motion to table prevailed.

SB 432, as amended, was passed to third reading.

Mr. Pickens moved to reconsider the vote by which SB 432 passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Williamson, Calhoun, and Cavness requested to be recorded as voting Nay on the passage to third reading of SB 432.

MESSAGE FROM THE SENATE

Austin, Texas, May 11, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

SB 146, By Mauzy: Providing that in all actions brought to recover damages for personal injuries, injuries resulting in death, or injury to property, the contributory negligence of the person injured, or his agent, or the owner of the property, or person having control over the property, shall not be a complete bar to the recovery of damages, but such damages shall be diminished by the jury in proportion to the contributory negligence shown; and providing that all questions of negligence and contributory negligence shall be for the jury to determine; repealing all laws, parts of

laws, and rules of practice in conflict therewith; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

SB 40—REQUEST OF SENATE GRANTED

On motion of Mr. Ogg, the House granted the request of the Senate for the appointment of a Conference Committee on SB 40.

SB 40—APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee, on the part of the House, on SB 40:

Representatives Ogg, Chairman; Cruz, Lemmon, Swanson, and Williams.

RECESS

Mr. Hull moved that the House recess until 2:00 p.m. today.

The motion prevailed without objection.

The House accordingly, at 12:42 p.m., recessed until 2:00 p.m. today.

AFTERNOON SESSION

The House met at 2:00 p.m. and was called to order by the Speaker.

Representative Kost entered the House and was announced present.

HB 1657 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 1657, Recodification of the Texas Education Code.

The bill was read third time and was passed.

Mr. Hale moved to reconsider the vote by which HB 1657 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Calhoun requested to be recorded as voting Nay on the passage of HB 1657.

HB 930 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 930, Relating to competitive bidding on certain contracts involving political subdivisions.

The bill was read third time and was passed.

Mr. Lombardino moved to reconsider the vote by which HB 930 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Truan requested to be recorded as voting Nay on the passage of HB 930.

HB 1435 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1435, Relating to the use of county employees and equipment to construct, etc., private roads in certain counties.

The bill was read third time and was passed.

Mr. Adams moved to reconsider the vote by which HB 1435 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Bowers, Earthman, Truan, and Kubiak requested to be recorded as voting Nay on the passage of HB 1435.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was read and was adopted unanimously:

HSR 457, by Harold Davis, Cavness, and Foreman: Congratulating Miss Mary Patricia Marshall, Miss Austin for 1971.

On motion of Mr. Foreman, the names of all the Members of the House were added to HSR 457 as signers thereof.

INTRODUCTION OF GUESTS

Mr. Harold Davis introduced Mr. and Mrs. S. W. Marshall of Port Arthur, parents of Miss Marshall, who were present in the House Chamber.

HB 1254 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 1254, Relating to the State Department of Health regarding regulation of migrant labor camps.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Denton	Kaster	Rosson
Agnich	Doyle	Kilpatrick	Salem
Allen, Joe	Dramberger	Kost	Salter
Allen, John	Earthman	Kubiak	Sanchez
Allred	Farenthold	Lemmon	Santiesteban
Angly	Finck	Lewis	Schulle
Atwell	Finnell	Ligarde	Semos
Atwood	Finney	Lombardino	Shannon
Baker	Floyd	Longoria	Sherman
Bass, B.	Foreman	Lovell	Short
Bass, T.	Gammage	McAlister	Silber
Beckham	Garcia	McKissack	Simmons
Bigham	Golman	Mengden	Slack
Blanton	Grant	Moncrief	Slider
Blythe	Graves	Moore, A.	Smith
Bowers	Hale	Moore, G.	Solomon
Boyle	Hanna, Joe	Moore, T.	Spurlock
Braecklein	Harding	Moreno	Stewart
Burgess	Harris	Murray	Stroud
Bynum	Hawkins	Nabers	Swanson
Caldwell	Hawn	Nelms	Tarbox
Calhoun	Haynes	Neugent, D.	Traeger
Carrillo	Head	Newton	Truan
Cates	Heatly	Nichols	Tupper
Cavness	Hendricks	Niland	Uher
Christian	Hilliard	Orr	Vale
Clark	Holmes, T.	Parker, C.	Von Dohlen
Clayton	Holmes, Z.	Parker, W.	Ward
Coats	Howard	Patterson	Wayne
Cobb	Hubenak	Pickens	Wieting
Cole	Hull	Poerner	Williams
Craddick	Johnson	Poff	Williamson
Cruz	Jones, D.	Presnal	Wolff
Daniel	Jones, E.	Price	Wyatt
Davis, D.	Jones, G.	Reed	
Davis, H.	Jungmichel	Rodriguez	

Present—Not Voting

Doran

Absent

Nugent, J. Ogg

Absent-Excused

Braun Hannah, John Ingram Lee

Mr. Cruz moved to reconsider the vote by which HB 1254 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 749 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 749, Regulating the professions of funeral directing and embalming.

The bill was read third time and was passed.

Mr. Pickens moved to reconsider the vote by which HB 749 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Walt Parker requested to be recorded as voting Nay on the passage of HB 749.

HB 415 ON THIRD READING

The Speaker laid before the House on its third reading and final passage, HB 415, Relating to the penalty for driving while license is suspended, etc.

The bill was read third time and was passed.

Mr. Orr moved to reconsider the vote by which HB 415 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Truan requested to be recorded as voting Nay on the passage of HB 415.

HB 339 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 339, Relating to the creation, etc., of a business development corporation.

The bill was read third time and was passed.

Mr. Finney moved to reconsider the vote by which HB 339 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Simmons and Silber requested to be recorded as voting Nay on the passage of HB 339.

HB 416 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 416, To be known as the Texas Pawnshop Act.

The bill was read third time.

Mr. Swanson offered the following amendment to the bill:

Amend HB 416, Second Printing, by adding a new subsection (h) to Section 16 to read as follows:

"(h) Display for sale in storefront windows or sidewalk display case so that same may be viewed from the street, any pistol, dirk, dagger, blackjack, hand chain, sword cane, knuckles made of any metal or any hard substance, switchblade knife, springblade knife, or throwblade knife, or depict same on any sign or advertisement which may be viewed from the street."

The amendment was adopted without objection.

HB 416, as amended, was passed.

Mr. Stewart moved to reconsider the vote by which HB 416 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 327 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 327, Relating to the minimum standards for teaching load requirements in Texas public senior colleges and universities.

The bill was read third time and was passed.

Mr. Jungmichel moved to reconsider the vote by which HB 327 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Silber, W. Parker, Johnson, Coats, Kubiak, Truan, Simmons, T. Bass, Wolff, Moreno, and T. Moore, requested to be recorded as voting Nay on the passage of HB 327.

HB 542 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 542, Relating to the engine size of a motorcycle, etc., for which a

special combination operator and commercial operator restricted license may be issued to certain persons.

The bill was read third time and was passed.

Mr. Bigham moved to reconsider the vote by which HB 542 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Pickens requested to be recorded as voting Nay on the passage of HB 542.

HB 280 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 280, Relating to reemployment of persons called to active duty with the state military forces in an emergency.

The bill was read third time and was passed.

Mr. Williams moved to reconsider the vote by which HB 280 was passed and to table the motion to reconsider.

The motion to table prevailed.

(Mr. Finney in the Chair)

HB 638 ON THIRD READING

The Chair laid before the House on its third reading and final passage,

HB 638, Amending the state inheritance tax laws.

The bill was read third time.

Mr. Harding offered the following amendment to the bill:

Amend HB 638 by renumbering Section 9 as Section 10 and adding a new Section 9 to read as follows:

"Sec. 9. Section (A), Article 14.14, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, is repealed."

The amendment was adopted without objection.

HB 638, as amended, was passed.

Mr. Harding moved to reconsider the vote by which HB 638 was passed and to table the motion to reconsider.

The motion to table prevailed.

COMMITTEE MEETING

Mr. Slider asked unanimous consent of the House that the Committee on State Affairs be permitted to meet at this time.

There was no objection offered.

HB 272 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment,

HB 272, A bill to be entitled An Act allowing tax-free sales of motor fuel to the state and its political subdivisions; providing for refunds of motor fuel tax paid by the state and its political subdivisions; amending Section (1), Article 9.03, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; amending Sections (1) and (3), Article 9.05, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; amending Section (3), Article 9.13 of Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; amending Subsection (a) Section (8) Article 9.13, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

The bill was read second time and was passed to engrossment.

Mr. Lemmon moved to reconsider the vote by which HB 272 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

HB 219—LAID ON THE TABLE SUBJECT TO CALL

Mr. Harris moved that HB 219 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HB 145 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment,

HB 145, A bill to be entitled An Act amending Chapter 21, Texas Insurance Code, by adding a new Article 21.49 authorizing and directing the State Board of Insurance to prescribe, adopt, promulgate, and enforce notice requirements for cancellation and nonrenewal of policies for general casualty insurance, fire insurance, and motor vehicle insurance, homeowners policies; providing for severability; and declaring an emergency.

The bill was read second time.

Mr. Tom Holmes offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend HB 145, First Printing, by striking Section 1 and substituting the following:

Section 1. Chapter 21, Texas Insurance Code, is amended by adding a new Article 21.49, to read as follows:

"Article 21.49 Cancellation and Nonrenewal of Certain Policies

"The State Board of Insurance is authorized and directed to prescribe, adopt, promulgate, and enforce reasonable rules and regulations as to the cancellation and the nonrenewal of family automobile and residential fire insurance and homeowners policies, including notice requirements thereof, applicable to all insurance companies writing the above-mentioned policies. The State Board of Insurance is also authorized, as it finds necessary, to prescribe, adopt, promulgate, and enforce reasonable rules and regulations as to the cancellation and the nonrenewal of all other policies of insurance regulated by the Board pursuant to Chapter 5, Texas Insurance Code, including notice requirements thereof, applicable to all such companies. In prescribing and adopting such rules and regulations, the Board will give consideration to the reasonable needs of the public and to the operations of the insurance companies. The Board shall have authority to alter or amend, as it deems necessary, any and all of the rules and regulations prescribed and adopted by it."

Committee Amendment No. 2

Amend HB 145, First Printing, by striking all above the enacting clause and substituting the following:

A bill to be entitled An Act amending Chapter 21, Texas Insurance Code, by adding a new Article 21.49 authorizing and directing the State Board of Insurance to prescribe, adopt, promulgate, and enforce reasonable rules and regulations as to the cancellation and nonrenewal of certain insurance policies; providing for severability; and declaring an emergency.

The committee amendments were severally adopted without objection.

HB 145, as amended, was passed to engrossment.

Mr. Aubry Moore moved to reconsider the vote by which HB 145 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the Chair)

HB 663 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 663, A bill to be entitled An Act authorizing a person 18 years old or older to donate his blood to the American Red Cross, a blood bank operating under the supervision of a licensed physician, or a hospital licensed under the provisions of the Texas Hospital Licensing Law; and declaring an emergency.

The bill was read second time.

Mr. Wayne offered the following amendment to the bill:

Amend Section 1 of HB 663 to read as follows:

"Section 1. Any person 18 years or older has the capacity to donate his blood to the American Red Cross, a blood bank operating under the supervision of a licensed physician or a hospital licensed under the provisions of the Texas Hospital Licensing Law provided, however, that any such donee between the age of 18 and 21 shall receive no remuneration or compensation for blood so donated."

The amendment was adopted without objection.

HB 663, as amended, was passed to engrossment.

Mr. Salter moved to reconsider the vote by which HB 663 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

HB 132 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 132, A bill to be entitled An Act raising the salaries of justices of the peace and constables in counties having a population of at least 195,001 and not more than 600,000 inhabitants by amending Section 5, Chapter 110, Acts of the 55th Legislature, Regular Session, 1957 (Article 3912i, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

Mr. Adams offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend HB 132 by designating the present text of the quoted Section 5 in Section 1 of the bill as Subsection (a) of the quoted Section 5 and inserting a Subsection (b) in that quoted section to read as follows:

"(b) In each county of the state having a population of at least twelve thousand, four hundred and not more than twelve thousand, eight hundred, according to the last preceding federal census, the commissioners court shall fix the salaries of the precinct officials named in this Act at not more than Six Thousand Dollars (\$6,000) per annum."

Committee Amendment No. 2

Amend HB 132 by striking all above the enacting clause and substituting the following:

"A bill to be entitled An Act relating to the salaries of certain precinct officials in certain counties; amending Section 5, Chapter 110, Acts of the 55th Legislature, Regular Session, 1957 (Article 3912i, Vernon's Texas Civil Statutes); and declaring an emergency."

The committee amendments were severally adopted without objection.

HB 132, as amended, was passed to engrossment.

HB 132 ON THIRD READING

Mr. Carl Parker moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 132 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adams	Davis, H.	Kost	Santiesteban
Agnich	Denton	Lemmon	Schulle
Allen, John	Dramberger	Lewis	Semos
Allred	Finnell	Lombardino	Shannon
Atwell	Finney	Longoria	Sherman
Atwood	Foreman	Lovell	Short
Baker	Garcia	McAlister	Silber
Bass, B.	Golman	McKissack	Simmons
Beckham	Grant	Moncrief	Slack
Blanton	Hale	Moore, A.	Slider
Boyle	Hanna, Joe	Moore, G.	Smith
Braecklein	Harding	Moore, T.	Solomon
Burgess	Harris	Murray	Spurlock
Bynum	Hawkins	Nabers	Stewart
Caldwell	Hawn	Nelms	Stroud
Calhoun	Haynes	Nichols	Swanson
Carrillo	Head	Niland	Tarbox
Cates	Heatly	Orr	Traeger
Cavness	Hendricks	Parker, C.	Truan
Christian	Hilliard	Parker, W.	Tupper
Clark	Holmes, T.	Patterson	Uher
Clayton	Holmes, Z.	Pickens	Von Dohlen
Coats	Howard	Poff	Ward
Cobb	Hubenak	Presnal	Wayne
Cole	Hull	Price	Wieting
Craddick	Johnson	Rosson	Williams
Cruz	Jungmichel	Salem	Williamson
Daniel	Kaster	Salter	Wyatt
Davis, D.	Kilpatrick	Sanchez	

Nays—15

Bass, T.	Finck	Jones, G.	Poerner
Blythe	Floyd	Kubiak	Reed
Bowers	Graves	Newton	Wolff
Earthman	Jones, E.	Nugent, J.	

Absent

Allen, Joe	Doyle	Ligarde	Ogg
Angly	Farenthold	Mengden	Rodriguez
Bigham	Gammage	Moreno	Vale
Doran	Jones, D.	Neugent, D.	

Absent-Excused

Braun Hannah, John Ingram Lee

The Speaker then laid HB 132 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—137

Adams	Denton	Kilpatrick	Salem
Agnich	Doran	Kost	Sanchez
Allen, Joe	Doyle	Kubiak	Santiesteban
Allen, John	Dramberger	Lemmon	Schulle
Allred	Earthman	Lewis	Semos
Angly	Farenthold	Ligarde	Shannon
Atwell	Finck	Lombardino	Sherman
Atwood	Finnell	Longoria	Short
Baker	Finney	Lovell	Silber
Bass, B.	Floyd	McAlister	Simmons
Bass, T.	Foreman	McKissack	Slack
Beckham	Gammage	Mengden	Slider
Bigham	Garcia	Moncrief	Smith
Blanton	Golman	Moore, A.	Solomon
Blythe	Grant	Moore, G.	Spurlock
Bowers	Graves	Moore, T.	Stewart
Boyle	Hale	Murray	Stroud
Braecklein	Hanna, Joe	Nabers	Swanson
Burgess	Harris	Nelms	Tarbox
Bynum	Hawkins	Newton	Traeger
Caldwell	Hawn	Nichols	Truan
Calhoun	Haynes	Niland	Tupper
Carrillo	Head	Nugent, J.	Uher
Cates	Heatly	Orr	Vale
Cavness	Hendricks	Parker, C.	Von Dohlen
Christian	Hilliard	Parker, W.	Ward
Clark	Holmes, T.	Patterson	Wayne
Clayton	Holmes, Z.	Pickens	Wieting
Cobb	Howard	Poerner	Williams
Cole	Hubenak	Poff	Williamson
Craddick	Hull	Presnal	Wolff
Cruz	Johnson	Price	Wyatt
Daniel	Jones, D.	Reed	
Davis, D.	Jones, E.	Rodriguez	
Davis, H.	Kaster	Rosson	

Nays—1

Jungmichel

Present—Not Voting

Coats

Absent

Harding Moreno Ogg Salter
Jones, G. Neugent, D.

Absent-Excused

Braun Hannah, John Ingram Lee

Mr. Carl Parker moved to reconsider the vote by which HB 132 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Jungmichel requested to be recorded as voting Nay on the passage of HB 132, as amended.

MESSAGE FROM THE SENATE

Austin, Texas, May 11, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

HJR 31, By Solomon: Proposing an amendment to the Constitution of the State of Texas abolishing the Lamar County Hospital District.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

(Mr. Shannon in the Chair)

HB 1631 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment,

HB 1631, A bill to be entitled An Act relating to prison-made goods and services; amending Subsection (f), Section 9, Chapter 67, General Laws, Acts of the 41st Legislature, 5th Called Session, 1930, as amended (Article 6203c, Vernon's Texas Civil Statutes); amending Section 1a, Chapter 17, General Laws, Acts of the 41st Legislature, 2nd Called Session, 1930 (Article 634-½, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

Mr. Clayton offered the following amendment to the bill:

Amend HB 1631, Second Printing, as follows:

(1) Add a sentence at the end of quoted Subsection (f) in Section 1 of the bill, to read as follows: "No cattle, hogs, sheep, goats, cotton, corn, grain, vegetables, fruit, pecans, stovewood, timber, baled hay, or any other

livestock or agricultural product shall be sold after August 31, 1971, without specific legislative authorization."

The vote of the House was taken on the adoption of the amendment by Mr. Clayton and the vote was announced Yeas 65, Nays 67 and 1 Present—Not Voting.

A verification of the vote was requested and was granted.

LEAVE OF ABSENCE GRANTED

On motion of Mr. Bigham, Mr. Niland was granted leave of absence temporarily for today on account of important business.

HB 1631—(Consideration continued)

The roll of those voting Yea and Nay was again called and the verified vote resulted as follows:

Yeas—59

Adams	Davis, D.	Lombardino	Rosson
Agnich	Finney	Longoria	Salem
Allen, John	Golman	Lovell	Santiesteban
Atwood	Hale	McKissack	Short
Baker	Hawn	Mengden	Silber
Bigham	Haynes	Moncrief	Simmons
Boyle	Heatly	Moore, A.	Slack
Braecklein	Hilliard	Moore, G.	Swanson
Burgess	Holmes, T.	Neugent, D.	Tarbox
Bynum	Hubenak	Newton	Traeger
Caldwell	Hull	Nugent, J.	Tupper
Cates	Johnson	Patterson	Ward
Christian	Jones, E.	Poerner	Williams
Clayton	Jungmichel	Poff	Williamson
Cobb	Lewis	Rodriguez	

Nays—63

Allen, Joe	Doyle	Kilpatrick	Sanchez
Allred	Earthman	Kubiak	Schulle
Bass, B.	Finck	Lemmon	Semos
Bass, T.	Finnell	Ligarde	Slider
Beckham	Floyd	McAlister	Solomon
Blanton	Foreman	Moore, T.	Spurlock
Blythe	Grant	Moreno	Stewart
Bowers	Graves	Murray	Stroud
Cavness	Harris	Nabers	Truan
Clark	Hawkins	Nelms	Uher
Coats	Head	Nichols	Vale
Cole	Hendricks	Parker, C.	Von Dohlen
Craddick	Holmes, Z.	Parker, W.	Wieting
Davis, H.	Howard	Pickens	Wolff
Denton	Jones, G.	Price	Wyatt
Doran	Kaster	Reed	

Present—Not Voting

Presnal

In The Chair

Shannon

Absent

Angly	Daniel	Hanna, Joe	Orr
Atwell	Dramberger	Harding	Salter
Calhoun	Farenthold	Jones, D.	Sherman
Carrillo	Gammage	Kost	Smith
Cruz	Garcia	Ogg	Wayne

Absent-Excused

Braun	Ingram	Lee	Niland
Hannah, John			

(Speaker in the Chair)

The Speaker stated that the amendment by Mr. Clayton failed of adoption by the above vote.

MESSAGE FROM THE SENATE

Austin, Texas, May 11, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

SB 74, By Snelson: Providing that boards of trustees of all school districts shall adopt policies specifying the duties of each of its positions of employment; and declaring an emergency.

SB 324, By Herring: Appropriating funds to Southwest Texas State University for replacement or repair of facilities and equipment destroyed or damaged by fire; and declaring an emergency.

SB 515, By Herring: Providing for the creation of the 200th and 201st Judicial Districts to be composed of the County of Travis; and declaring an emergency.

SB 658, By Wilson: Prohibiting game breeders from holding species taken from the wild; and declaring an emergency.

SB 935, By Bates: To clarify and exempt television installations in remote television transmission trucks; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

LEAVE OF ABSENCE GRANTED

On motion of Mr. Walt Parker, Mr. Dramberger was granted leave of absence for the remainder of today on account of important business.

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House and had read the following Message from the Governor:

To the Members of the Sixty-second Legislature:
May 11, 1971

Yesterday I received H. B. No. 730, a bill raising revenue for the support of state government. The Constitution provides that the Governor shall have ten days to either sign the bill, veto the bill, or let it become law without his signature. Today, I decided to make my position known as far in advance of the deadline as possible. I made this decision, because as Governor of the eleven million two hundred thousand Texans, I cannot and will not sit idly by and approve the imposition of such unnecessary taxes on our citizens.

My spending recommendations, which I presented in the early days of this session, would require approximately \$420 million in new taxes. Practically all of the new tax requirements could be realized from only two elements of H. B. No. 730: 1. Increasing the limited sales tax and, 2. Increasing the motor vehicle sales tax to 4%. I recommended both of these measures to you in an address on February 18.

In addition to my recommendations, H. B. No. 730 would impose additional taxes as follows:

1. Increase the franchise tax from \$3.25 to \$4.50 per \$1,000 of capital and debt (an increase of nearly 40%). Texas is one of only two states that tax debt as well as capital,
2. Increase the cigarette tax from 15½¢ to 18½¢ per pack (the highest rate in the nation),
3. Increase the motor fuel tax from 5¢ to 7¢ per gallon (a 40% increase), and
4. Increase the barrel tax on beer from \$4.30 to \$6.00.

The Comptroller has estimated that H. B. No. 730 would levy additional taxes of over \$900 million on Texas taxpayers. While I am a strong defender of Legislative prerogative in matters dealing with appropriations and taxes, and while I realize as well as any of you that no Governor's recommendations are totally acceptable and compromise is necessary, I find the suggestion of a \$900 million tax bill absolutely intolerable.

I object to the drastic increase in the franchise tax. It is excessive and should be reduced. I further object to the increase in the cigarette tax. I recommended an increase in the cigarette tax to the last Legislature in 1969 and an increase was adopted. A further increase to 18½¢ per pack would be the highest rate in the nation.

But the most repulsive feature, for every Texan, of H. B. No. 730 is the increase in the gasoline tax. In today's economy, gasoline is a necessity. The price of fuel for automobiles and trucks is a major item in every person's living and working expenses. Most Texans cannot make a living without the use of gasoline powered vehicles. Taxes on gasoline are almost as burdensome on the average Texan as would be taxes on food and drugs. By raising the motor fuel tax from 5¢ to 7¢ per gallon, this bill will saddle our taxpayers with an additional \$287 million in taxes. Of this amount, \$215 million will be earmarked for highway purposes. Such a drastic increase should be initiated by the Highway Department after careful factfinding and analysis.

For these reasons, I cannot in good conscience sign this bill or permit it to become law, especially at a time when we are experiencing relatively high unemployment and ever-increasing costs of living and taxation.

If the Legislature finds it absolutely necessary to spend General Revenue funds in excess of my recommendations, then those additional funds should come from an increase in tuition.

Under the Constitution the bill may remain on my desk for ten days. This will enable the Legislature to reconsider its action, reduce the size of this bill to realistic proportions. Such action will prevent a Special Session. So that my position be absolutely clear, I must respectfully say that unless the Legislature does reduce the size of this tax bill, I must veto it.

Let me emphasize that I am making this decision on the tax bill in order to give the Legislature the time and the opportunities to remedy the objections contained in my message. None of us wants a costly Special Session to bring this tax measure into reasonable and logical proportions. By making this decision now, we are giving the Legislature maximum opportunity to take action without a Special Session.

PRESTON SMITH
Governor of Texas

HB 1631—(Consideration continued)

Mr. Caldwell offered the following amendment to the bill:

Amend HB 1631, Second Printing, by adding a sentence at the end of quoted Subsection (f) in Section 1 of the bill, to read as follows: "No license plates for motor vehicles shall be made or sold after the effective date of this Act without specific legislative authorization."

Mr. Floyd moved to table the above amendment offered by Mr. Caldwell.

The motion to table prevailed.

Mr. Jim Nugent offered the following amendment to the bill:

Amend HB 1631, Second Printing, by striking on line 42, page one beginning with words "no article" down to and through all of line 45.

Mr. Floyd moved to table the above amendment offered by Mr. Jim Nugent.

A record vote was requested.

The motion to table was lost by the following vote:

Yeas—24

Adams	Foreman	McKissack	Silber
Atwood	Garcia	Mengden	Simmons
Cavness	Hawkins	Poff	Slider
Doran	Howard	Schulle	Spurlock
Finck	Kost	Semos	Vale
Floyd	Lombardino	Shannon	Wolff

Nays—108

Agnich	Davis, H.	Jones, G.	Presnal
Allen, Joe	Denton	Jungmichel	Reed
Allred	Doyle	Kaster	Rodriguez
Angly	Earthman	Kubiak	Rosson
Baker	Farenthold	Lemmon	Salem
Bass, B.	Finnell	Lewis	Salter
Bass, T.	Finney	Ligarde	Sanchez
Beckham	Gammage	Longoria	Santiesteban
Bigham	Golman	Lovell	Sherman
Blythe	Grant	McAlister	Short
Bowers	Graves	Moncrief	Slack
Boyle	Hale	Moore, A.	Solomon
Braecklein	Hanna, Joe	Moore, G.	Stewart
Burgess	Harris	Moore, T.	Stroud
Bynum	Hawn	Moreno	Swanson
Caldwell	Haynes	Nabers	Tarbox
Calhoun	Head	Nelms	Traeger
Cates	Heatly	Neugent, D.	Truan
Christian	Hendricks	Newton	Tupper
Clark	Hilliard	Nichols	Uher
Clayton	Holmes, T.	Niland	Von Dohlen
Coats	Holmes, Z.	Nugent, J.	Ward
Cobb	Hubenak	Ogg	Wayne
Cole	Hull	Parker, C.	Wieting
Craddick	Johnson	Parker, W.	Williams
Cruz	Jones, D.	Patterson	Williamson
Davis, D.	Jones, E.	Poerner	Wyatt

Absent

Allen, John	Carrillo	Kilpatrick	Pickens
Atwell	Daniel	Murray	Price
Blanton	Harding	Orr	Smith

Absent-Excused

Braun	Hannah, John	Ingram	Lee
Dramberger			

REASON FOR VOTE

I voted against the Nugent amendment to HB 1631 because the prison system going into the book binding business will destroy the jobs of hundreds of gainfully employed persons. Due to the nature of this work, those who will lose their jobs will certainly enter the already swollen welfare roles.

Using prison labor leads to all types of social and economic ills. This practice has been proven a failure over the centuries due to the inherent abuses it causes to people, labor, industry, and commerce.

This evil practice has been returning ever so slowly and it is now reaching such proportions that it must be stopped by legislative action.

Signed: Walter Mengden

HB 1631—LAID ON THE TABLE SUBJECT TO CALL

Mr. Floyd moved that HB 1631 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HB 261 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment,

HB 261, A bill to be entitled An Act reenacting and amending Sections 1, 2 and 3 of Chapter 434, Acts of the 61st Legislature, Regular Session, 1969 (compiled as Article 802f, Vernon's Annotated Penal Code); authorizing and regulating the use and performance of chemical tests of blood, breath and urine under certain conditions of motor vehicle drivers to determine intoxication; providing for suspension or denial of the driver's license upon refusal of an arrested person to submit to chemical testing of the blood, breath or urine; providing for the testing of the blood of dead or unconscious drivers of motor vehicles; providing for an administrative hearing and judicial review; providing for the establishment or presumptive limits of blood alcohol in a person's blood, urine, breath or other bodily substances; providing for admissibility of test results as evidence; providing for the admission into evidence of a person's refusal to submit to a chemical test; providing a severability clause; and declaring an emergency.

The bill was read second time.

Mr. Adams offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend HB 261 by striking all below the enacting clause and substituting the following:

Section 1. Section 3, Chapter 434, Acts of the 61st Legislature, Regular Session, 1969 (Article 802f, Vernon's Texas Penal Code), is amended to read as follows:

"Section 3. (a) Upon the trial of any civil or criminal action or proceeding arising out of acts alleged to have been committed by any person while driving or in actual physical control of a motor vehicle and while under the influence of intoxicating liquor evidence of the amount of alcohol in the person's blood at the time of the act alleged as shown by chemical analysis of his blood, breath, urine, or any other bodily substance, shall be admissible and if there was at that time 0.10 percent or more by weight of alcohol in the person's blood, it shall be presumed that the person was under the influence of intoxicating liquor.

(b) Chemical analysis of the person's breath, to be considered valid under the provisions of this section, must be performed according to methods approved by the Texas Department of Public Safety and by an individual possessing a valid certificate issued by the Texas Department of Public Safety for this purpose. The Texas Department of Public Safety is authorized to approve satisfactory techniques or methods, to ascertain the qualifications and competence of individuals to conduct such analysis, and to issue certificates certifying such fact. These certificates shall be subject to termination or revocation, for cause, at the discretion of the Texas Department of Public Safety.

(c) When a person shall submit to a blood test at the request of a law enforcement officer under the provisions of this Act, only a physician, qualified technician, chemist, registered professional nurse, or licensed vocational nurse under the supervision or direction of a licensed physician may withdraw blood for the purpose of determining the alcoholic content therein. The sample must be taken by a physician or in a physician's office or hospital licensed by the Texas Department of Health. This limitation shall not apply to the taking of breath specimens. The person drawing blood at the request of a law enforcement officer under the provisions of this Act, or hospital where that person is taken for the purpose of securing the specimen, shall not be held liable for damages arising from the request of the law enforcement officer to take the specimen as provided herein, provided that the blood was withdrawn according to recognized medical procedures, and provided further that the foregoing shall not relieve any such person from liability for negligence in the withdrawing of any blood sample. Breath specimens must be taken and analysis made under such conditions as may be prescribed by the Texas Department of Public Safety, and by such persons as the Texas Department of Public Safety has certified to be qualified.

(d) The person tested may, upon request and within a reasonable time not to exceed two hours after the arrest, have a physician, qualified technician, chemist, or registered professional nurse of his own choosing administer a chemical test, or tests, in addition to any administered at the direction of a law enforcement officer. The failure or inability to obtain an additional test by a person shall not preclude the admission of evidence relating to the test, or tests, taken at the direction of the law enforcement officer.

(e) Upon the request of a person who has submitted to a chemical test, or tests, at the request of a law enforcement officer, full information concerning the test, or tests, shall be made available to him or his attorney.

(f) If for any reason the person's request to have a chemical test for intoxication is refused by the officer or any other person acting for or

on behalf of the state, such fact may be introduced into evidence on the trial of such person.

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

(Mr. Adams in the Chair)

Mr. Blanton offered the following amendment to Committee Amendment No. 1:

Amend committee substitute for HB 261 by adding the following section:

"Sec. 2. Sec. 2, Chap. 434, Acts of the 61st Leg., Reg. Ses., 1969 (Art. 802f, Vernon's Texas Penal Code), is amended to read as follows:

"Sec. 2. If a person under arrest refuses, upon the request of a law enforcement officer, to submit to a chemical breath test designated by the law enforcement officer as provided in Section 1, none shall be given, but the Texas Department of Public Safety, upon the receipt of a sworn report of the law enforcement officer that he had reasonable grounds to believe the arrested person had been driving or was in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor and that the person had refused to submit to the breath test upon the request of the law enforcement officer, shall set the matter for a hearing as provided in Section 22(a), Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes) if, upon such hearing the court finds (1) that probable cause existed that such person was driving or in actual physical control of a motor vehicle on the highway while under the influence of intoxicating liquor at the time of the arrest by the officer, (2) that the person was placed under arrest by the officer at such time and before offering the person an opportunity to be tested under the provisions of this Act, and (3) that such person refused to submit to the test upon request of the officer, the Director of the Texas Department of Public Safety shall suspend the person's license or permit to drive, or any nonresident operating privilege for the period ordered by the court, but not to exceed one (1) year. If the person is a resident without a license or permit to operate a motor vehicle in this State, the Texas Department of Public Safety shall deny to the person the issuance of a license or permit for a period ordered by the court, but not to exceed one (1) year. Provided, however, that should such person be found "not guilty" of the offense of driving while under the influence of intoxicating liquor or if said cause be dismissed, then the Director of the Texas Department of Public Safety shall in no case suspend such person's driver's license; or, in the event that proceedings had been instituted resulting in the suspension of such person's driver's license, then the Director of the Texas Department of Public Safety shall immediately reinstate such license upon notification of such acquittal or dismissal by the county clerk of the county in which the case was pending. Notification

to the Director of the Texas Department of Public Safety shall be made by certified mail."

The above amendment was adopted.

Mr. Doyle offered the following amendment to Committee Amendment No. 1:

Amend Committee Amendment No. 1 by changing line 12 to read 0.20 percent in place of 0.10.

Mr. Cavness moved to table the above amendment offered by Mr. Doyle.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—110

Agnich	Doran	Kaster	Presnal
Allen, John	Earthman	Kost	Price
Allred	Farenthold	Kubiak	Reed
Angly	Finck	Lemmon	Rosson
Atwood	Finnell	Lewis	Salem
Baker	Finney	Lombardino	Schulle
Bass, B.	Floyd	Lovell	Semos
Bass, T.	Foreman	McAlister	Shannon
Beckham	Garcia	McKissack	Short
Bigham	Golman	Mengden	Silber
Blanton	Graves	Moncrief	Simmons
Blythe	Hanna, Joe	Moore, A.	Slack
Bowers	Harding	Moore, T.	Slider
Boyle	Harris	Moreno	Solomon
Braecklein	Hawkins	Murray	Stroud
Burgess	Hawn	Nabers	Traeger
Bynum	Head	Nelms	Tupper
Calhoun	Hendricks	Neugent, D.	Uher
Cates	Hilliard	Newton	Vale
Cavness	Holmes, T.	Nichols	Von Dohlen
Christian	Holmes, Z.	Nugent, J.	Ward
Clayton	Howard	Ogg	Wayne
Coats	Hubenak	Orr	Wieting
Cole	Hull	Parker, W.	Williams
Craddick	Jones, D.	Patterson	Williamson
Davis, D.	Jones, E.	Pickens	Wolff
Davis, H.	Jones, G.	Poerner	
Denton	Jungmichel	Poff	

Nays—24

Allen, Joe	Grant	Longoria	Santiesteban
Caldwell	Hale	Moore, G.	Spurlock
Cobb	Haynes	Niland	Swanson
Cruz	Johnson	Parker, C.	Tarbox
Doyle	Kilpatrick	Rodriguez	Truan
Gammage	Ligarde	Sanchez	Wyatt

Absent

Adams	Clark	Salter	Stewart
Atwell	Daniel	Sherman	
Carrillo	Heatly	Smith	

Absent-Excused

Braun	Hannah, John	Ingram	Lee
Dramberger			

Mr. Spurlock offered the following amendment to Committee Amendment No. 1:

Amend HB 261, Committee Amendment No. 1, by amending Committee Amendment No. 1, page 4, at line 12 by deleting the numerals "0.10" and substituting therefor "0.15."

Mr. Cavness moved to table the above amendment offered by Mr. Spurlock.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—89

Agnich	Cole	Kubiak	Salter
Allen, Joe	Craddick	Lemmon	Schulle
Allen, John	Cruz	Lombardino	Semos
Allred	Davis, H.	Lovell	Shannon
Angly	Doran	McAlister	Short
Atwood	Earthman	McKissack	Silber
Baker	Farenthold	Mengden	Simmons
Bass, B.	Finck	Moore, A.	Slider
Bass, T.	Finnell	Murray	Solomon
Blanton	Finney	Nabers	Stroud
Blythe	Floyd	Nelms	Traeger
Bowers	Foreman	Neugent, D.	Uher
Boyle	Golman	Nichols	Vale
Braecklein	Harris	Ogg	Ward
Burgess	Hawkins	Orr	Wayne
Bynum	Hawn	Parker, W.	Wieting
Calhoun	Head	Pickens	Williams
Cates	Holmes, T.	Poff	Williamson
Cavness	Holmes, Z.	Presnal	Wolff
Christian	Howard	Price	Wyatt
Clark	Jones, G.	Reed	
Clayton	Jungmichel	Rosson	
Coats	Kaster	Salem	

Nays—46

Beckham	Denton	Graves	Heatly
Bigham	Doyle	Hale	Hendricks
Caldwell	Gammage	Hanna, Joe	Hilliard
Cobb	Garcia	Harding	Hubenak
Davis, D.	Grant	Haynes	Hull

Johnson	Moncrief	Parker, C.	Swanson
Jones, D.	Moore, G.	Poerner	Tarbox
Kilpatrick	Moore, T.	Rodriguez	Truan
Kost	Moreno	Sanchez	Tupper
Lewis	Newton	Santiesteban	Von Dohlen
Ligarde	Niland	Slack	
Longoria	Nugent, J.	Spurlock	

Absent

Adams	Daniel	Patterson	Smith
Atwell	Jones, E.	Sherman	Stewart
Carrillo			

Absent-Excused

Braun	Hannah, John	Ingram	Lee
Dramberger			

MESSAGE FROM THE SENATE

Austin, Texas, May 11, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 412, SB 413 and SB 414 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 255 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 543 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has adopted the Conference Committee Report on SB 40 by the following vote: 30 Yeas, 0 Nays.

I am directed by the Senate to inform the House that the Senate has passed the following:

SB 290, By Hightower, et al: Creating a State Commission for the Deaf and prescribing its powers and duties; and declaring an emergency.

SB 406, By Aikin and Schwartz: Prescribing a formula for annual calculation of a county economic index based, in part, on true market value of assessed "real property" in each school district, as defined and determined herein; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

HB 261—(Consideration continued)

Mr. Hale offered the following amendment to Committee Amendment No. 1:

Amend Committee Amendment No. 1 to HB 261 by deleting the words "civil or" wherever they appear in such bill, specifically in line 6 on page 4 and by adding a new Section 2 to read, as follows:

"Sec. 2. Nothing in this Act shall ever be used in the trial of any civil actions under the laws of Texas, but shall be limited in its effect to criminal actions."

and by renumbering all subsequent sections.

The above amendment was adopted.

Committee Amendment No. 1, as amended, was adopted without objection.

Mr. Adams offered the following committee amendment to the bill:

Committee Amendment No. 2

Amend HB 261 by striking all above the enacting clause and substituting the following:

A bill to be entitled An Act providing for the establishment of presumptive limits of blood alcohol in a person's blood, urine, breath, or other bodily substances in certain civil and criminal proceedings; amending Section 3, Chapter 434, Acts of the 61st Legislature, Regular Session, 1969 (Article 802f, Vernon's Texas Penal Code); and declaring an emergency.

Committee Amendment No. 2 was adopted without objection.

HB 261, as amended, was passed to engrossment.

Mr. Cavness moved to reconsider the vote by which HB 261 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

SB 442—REQUEST OF SENATE GRANTED

On motion of Mr. Blanton, the House granted the request of the Senate for the appointment of a Conference Committee on SB 442.

SB 442—APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee, on the part of the House, on SB 442:

Representatives Atwell, Chairman; Hull, Spurlock, Braecklein, and Boyle.

HB 651 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment,

HB 651, A bill to be entitled An Act redefining "cigarette" to exclude rolls for smoking made of tobacco substitutes; amending Subdivision (1), Article 7.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

The bill was read second time and was passed to engrossment.

Mr. Niland moved to reconsider the vote by which HB 651 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

PROVIDING FOR A LOCAL
AND CONSENT CALENDAR OF BILLS

Mr. Jim Nugent moved to set a Local and Consent Calendar of Bills for Thursday, May 13, 1971, at 9:00 a.m.

The motion prevailed without objection.

HCR 141—REFERRED TO COMMITTEE

(To grant R. Jack Wade and wife permission to sue the state)

Mr. Price offered the following resolution:

HCR 141

Whereas, R. Jack Wade and wife, Jackie Wade, of 3730 Greenwood Road, Shreveport, Caddo Parish, Louisiana, claim to be the owners of certain property in Cherokee County, Texas, the same being a part of the Isaac Reynolds Survey, Abstract 728, in said county; and

Whereas, They claim that the Texas Highway Department, beginning in the latter part of 1966 and continuing for a matter of many months, widened and changed the route of U. S. Highway 79, west of Jacksonville, Texas, in Cherokee County; and

Whereas, It is alleged that the Texas Highway Department, its agents and employees, caused natural land cover to be removed and diverted and changed the natural flow of the water along the highway right-of-way during such construction; and

Whereas, It is alleged that such construction on U. S. Highway 79 caused the silting of the lake on the property of R. Jack Wade and wife, Jackie Wade, causing considerable damage to their land; and

Whereas, It is alleged that the damage and loss was in direct and proximate result of the acts of the Texas Highway Department and its agents or employees; and

Whereas, It is alleged that the acts of the State of Texas, its departments and agents, constitute a damage and taking by the State of Texas of private property for public use without just compensation, and therefore

a violation of the Constitution of the State of Texas, as amended, and a violation of the Constitution of the United States of America, as amended; and

Whereas, R. Jack Wade and wife, Jackie Wade, have received no compensation from the State of Texas and there is no provision or law whereby he can secure judgment and enforce payment of the damages incurred except by suit against the state, its departments and agencies, in a court of competent jurisdiction.

Whereas, R. Jack Wade and wife, Jackie Wade, desire to institute suit against the State of Texas and the Texas Highway Department in order to determine what damages, if any, or other relief they are entitled to recover; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring,

(1) That R. Jack Wade and wife, Jackie Wade, be granted and are hereby granted permission to bring suit against the State of Texas and the Texas Highway Department in any court of competent jurisdiction; and

(2) That in the event such a suit is filed, service of citation or any other necessary process shall be had upon the Attorney General of the State of Texas, the Chairman of the State Highway Commission and the State Highway Engineers; and

(3) That the case shall be tried as other civil cases reserving to either party the right of appeal; and, be it further

Resolved, That nothing herein shall be construed as an admission on the part of the State of Texas or any of the departments or agencies of the State of Texas as to the validity of any allegations or claims asserted in said suit, but that all allegations and claims asserted in said suit must be proved as in other suits under the same rules of evidence and the same laws as apply in, and govern the trial of, other civil cases; and, be it further

Resolved, That nothing herein shall be construed as a waiver of any defense, of fact or law, that may be asserted by, or available to the State of Texas, or any of the departments or agencies of the State of Texas, or any of the political subdivisions of the State of Texas, in said suit, but that all such defenses are hereby specifically reserved.

The resolution was referred to the Committee on Judiciary.

ADJOURNMENT

Mr. Angly moved that the House adjourn until 10:00 a.m. tomorrow in memory of Rear Admiral Marcy Dupré.

The motion prevailed without objection.

The House accordingly, at 4:50 p.m., adjourned until 10:00 a.m. tomorrow in memory of Rear Admiral Marcy Dupré.

APPENDIX

BILLS TRANSMITTED TO GOVERNOR UNDER ARTICLE 16,
SECTION 59

HB 1833 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1834 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1835 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1836 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1837 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1838 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1842 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1844 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1845 transmitted by the Chief Clerk to the Governor on May 10, 1971.
HB 1846 transmitted by the Chief Clerk to the Governor on May 10, 1971.

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills and resolutions, as follows:

Appropriations: HB 211, HB 228, SB 292.

Banks and Banking: HB 1265, HB 1478, HB 1582, HB 1591, SB 473, SB 475, SB 912.

Counties: HB 24, HB 814, HB 892, HB 941, HB 1030, HB 1677, HB 1760, HB 1761, HB 1780, SB 270, SB 424, SB 812, SB 929.

Criminal Jurisprudence: HB 426, HB 462, HB 687, HB 1080, HB 1310, HB 1356, HB 1650, HB 1716, HB 1792.

Elections: SB 130, SB 537, SB 953.

Enrolled and Engrossed Bills: Correctly Engrossed—HB 280, HB 327, HB 339, HB 415, HB 416, HB 542, HB 638, HB 749, HB 930, HB 1254, HB 1435, HB 1657, HCR 65. Correctly Enrolled—HB 186.

Governmental Affairs and Efficiency: SB 711.

Judiciary: HB 227, HB 293, HB 390, HB 439, HB 513, HB 541, HB 709, HB 728, HB 763, HB 804, HB 1069, HB 1291, HB 1374, HB 1377, HB 1472, HB 1532, HB 1557, HB 1564, HB 1583, HB 1584, HB 1585, HB 1703, SB 38, SB 563, SB 671, SB 733.

Liquor Regulations: HB 1720.

Livestock: HB 1422.

Public Education: SB 903.

Public Health: SB 362.

State Affairs: HB 762, HB 953, HB 1055, HB 1231, HB 1262, HB 1784,
SB 13, SB 242, SB 368, SB 494, SB 835.

Urban Affairs: HB 1439.

SENT TO THE GOVERNOR

May 11, 1971

HB 30

HB 58

HB 104

HB 186

HB 217

HB 238

HB 287

HB 290

HB 352

HB 403

HB 476

HB 572

HB 573

HB 574

HB 584

HB 642

HB 667

HB 718

HB 786

HB 803

HB 1035

HB 1175

HB 1190

HB 1201

HB 1259

HB 1563

HB 1598

HB 1628

SEVENTY-THIRD DAY—WEDNESDAY, MAY 12, 1971

The House met at 10:00 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Denton	Johnson	Poff
Adams	Doran	Jones, D.	Price
Agnich	Doyle	Jones, E.	Reed
Allen, Joe	Dramberger	Jones, G.	Rosson
Allen, John	Earthman	Jungmichel	Salem
Angly	Farenthold	Kaster	Salter
Baker	Finck	Kilpatrick	Schulle
Bass, B.	Finnell	Kost	Semos
Bass, T.	Finney	Kubiak	Shannon
Beckham	Floyd	Lemmon	Sherman
Bigham	Foreman	Lewis	Short
Blanton	Gammage	Lombardino	Silber
Blythe	Garcia	Longoria	Simmons
Bowers	Grant	Lovell	Slack
Braecklein	Graves	McAlister	Smith
Burgess	Hale	McKissack	Solomon
Bynum	Hanna, Joe	Moncrief	Spurlock
Caldwell	Harding	Moore, A.	Swanson
Calhoun	Harris	Moore, T.	Tarbox
Cates	Hawkins	Moreno	Traeger
Cavness	Hawn	Murray	Truan
Christian	Haynes	Nabers	Tupper
Clark	Head	Newton	Uher
Clayton	Heatly	Nichols	Vale
Coats	Hendricks	Niland	Von Dohlen
Cobb	Hilliard	Nugent, J.	Ward
Cole	Holmes, T.	Ogg	Wayne
Craddick	Holmes, Z.	Orr	Wieting
Cruz	Howard	Parker, W.	Williams
Daniel	Hubenak	Patterson	Williamson
Davis, D.	Hull	Pickens	Wolff
Davis, H.	Ingram	Poerner	Wyatt